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REPORT

ON

CIVIL JUSTICE

IN THE

HYDERABAD ASSIGNED DISTRICTS

FOR

1888.

By Colonel K. J. L. MACKENZIE,
JUDICIAL COMMISSIONER, HYDERABAD ASSIGNED DISTRICTS.

Hyderabad.
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BY ORDER OF THE LIEUTENANT GOVERNOR OF BENGAL * FORWARDED

No. 1030 OF 1889.

FROM

COLONEL K. J. L. MACKENZIE,
Judicial Commissioner,
Hyderabad Assigned Districts.

TO

THE SECRETARY FOR BERAR TO THE RESIDENT,
Hyderabad.

DATED AMRAOTI, 23*rd March* 1889.

SIR,

I have the honour to submit my report on the administration of Civil Justice in the Hyderabad Assigned Districts during the year 1888, and to forward the prescribed returns and district reports for the information of the Resident.

District reports.

2. The district reports were received in my office on the dates below specified :—

Deputy Commissioner,	Wun,	29th January	1889.
Do.	Basim,	31st	do.
Do.	Ellichpur,	31st	do.
Do.	Amraoti,	1st February	1889.
Do.	Akola,	2nd	do.
Do.	Buldana,	4th	do.

Akola and Buldana were thus slightly unpunctual. It was however, I regret to say, found necessary to have the statements from every district revised and corrected in this office in the manner described in last year's report. This was due to the returns not having been prepared in accordance with the instructions issued from time to time and to the foot-notes at the bottom of the forms being misunderstood. The last return was amended on the 25th ultimo, when preparation in my office could only begin.

Tribunals.

3. The number of Civil Courts open at the close of 1888 as compared with 1887 is given below :—

	1888.	1887.
Court of the Judicial Commissioner, Hyderabad Assigned Districts	1	1
Courts of Civil Judges of the 6th grade ...	6	6
Do. 5th " ...	10	11
Do. 4th " ...	3	2
Do. 3rd " ...	5	6
Do. 2nd " ...	1	...
Do. 1st " ...	6	5
Small Cause Courts	3	3
	35	34

It will thus be seen that as regards the number of Courts open at the close of the year there is on the total a difference of one in favour of the year under report.

4. There has been no change in the statements appended to the report or in the order of the subjects treated of, but a few additional tables have been put in, which it is thought may be useful and of interest.

The general form of the report is based on that usually adopted in the Punjab. I think we should do better if we followed the plan adopted in the Central Provinces. The tables of the Punjab focus everything into totals for the province; those of the Central Provinces deal with the figures by districts and in total. The latter plan seems to me the more interesting and instructive, but the report season was upon me before I had time to make a representation and obtain the Resident's instructions. Nobody, looking into our report tables framed as they are, can point out what the differences between our districts, if any, are; this I think is a defect.

PART I.—ORIGINAL COURTS.

A.—INSTITUTION OF SUITS.

Number of institutions of original suits.

5. The total number of original suits instituted in the Civil Courts of the Hyderabad Assigned Districts during the year 1888 was 26,974, as compared with 24,491 in the preceding year.

The annexed table shows the fluctuations in the different classes of Civil Courts during the past two years:—

Class of Courts.	1888.	1887.
Chief Courts of Districts	80	27
District Courts	11,101	7,260
Sub-divisional Courts	7,261	10,298
Small Cause Courts	8,532	6,906
Total ...	26,974	24,491

Increase of litigation.

From these figures it will be seen that, while there has been during the year under report an increase of 10·1 per cent. in the total number of suits instituted, the increase has come entirely in the chief District and Small Cause Courts. Institutions in Sub-divisional Courts has declined by 29·5 per cent., as compared with the year 1887. The decrease, as in the preceding year, represents in reality a transfer of business from the Courts of the Tahsildars to those of the Assistant and Extra Assistant Commissioners.

Causes of increase and decrease.

6. The increase in civil litigation above noted is spread over the four districts of Basim, Amraoti, Buldana, and Wun, while Akola and Ellichpur show a decrease. The increase in Basim, represented by the figures 0·7 per cent., is inappreciable and calls for no remark. Amraoti is explained as showing a rebound of 11·4 per cent. after a year (1887) of checked litigation, while the rise in Buldana of 61·5 per cent. is attributed to the institution of a new Court at Mehkar, which drew a number of suits equal to nearly half of the whole of the rest of the district. Wun shows a rise of 18·7 per cent., which the Deputy Commissioner has not explained. On the other hand, Akola shows a decrease of 8·6 per cent., said to be due to a favourable season lessening litigation, while Ellichpur shows a decrease of 6·6 per cent. not explained.

7. The circumstances of Akola are obviously much the same as Amraoti, wherefore, if a prosperous year has really lessened litigation in Akola, it ought similarly to have lessened, not increased, litigation in Amraoti; hence I guess the Akola explanation to be not the true one, and that the decrease there is more probably caused by the substitution of the *one* Court at Telhara for the two Courts of Jalgaon and Argaon and from changes during the year to the Khamgaon Court being adversely affected, causes telling in the direction of decrease. Again the capacity of individual Judges in popular estimation has something to say to institutions. If the machine is known to be a rapid out-pourer of work, it is fed more largely. Therefore a change of Native Judges in Ellichpur in part

with a reduction in number of Courts accounts, it is thought, for the decrease there. Wun is being rapidly cleared and settled, and with increasing population goes naturally a corresponding increase of litigation. Examining the figures in detail, the most marked increase is in the Badnera Small Cause Court, which in 1888, working for the whole year, against two months of 1887 only, filed 1,463 against 484 suits, being an increase of 202·2 per cent. But, as it drew away 8·7 per cent. of the Amraoti Small Cause Court's work, its own work gives really a net increase of 193·5 per cent., which figures largely explain the Amraoti District rise. Next in Buldana the Mehkar Court filed 2,408 suits in 1888; on the district litigation of the year (4,935 suits) this is 48·7 per cent.; whereas the whole of the other Courts that existed in 1887 advanced by 12·8 per cent. only. Akola District Courts fell from 3,965 suits in 1887 to 2,691 in 1888, or a decrease of 32·1 per cent. Similarly the Small Cause Court in Akola (1,871 to 1,727) and Khamgaon (997 to 947) fell respectively to 7·7 and 5·0 per cent.

Proportion of suits to population.

8. The following table, which assumes that the condition of the inhabitants of the three provinces is very much alike, is interesting in marking the spirit of litigation between districts and in comparison provincially with our neighbours on either side—the Central Provinces and Bombay, and it shows that, judging by the test of suits per population provincially, we hold a middle place, *viz.*, 1 suit to every 99 of the population, against 1 to 83 in Bombay and 1 to 103 in the Central Provinces, though the figures for Amraoti, 1 to 81, are higher than Bombay. The reason why Amraoti and Buldana during the year under report have been so much more litigious than Akola or Ellichpur, where the conditions affecting the inhabitants are much the same, is explained by what has been noted above. Basim and Wun are much less sparsely populated, and their litigation of course follows suit.

District.	Total population as per census.	Total No. of suits instituted in 1888.	Proportion of suits instituted to population (column 2 on column 1)	Average on 10 years' institutions (including up to 1887).	Proportion on population (column 4 on column 1).
	1	2	3	4	5
Akola	592,792	6,281	94·4	3,945	150·2
Buldana	439,763	4,935	89·1	*...	*...
Basim	358,883	2,751	34·5	2,331	153·9
Amraoti	575,328	7,038	81·7	†3,665	156·9
Ellichpur	313,805	3,258	96·3	2,919	107·5
Wun	392,102	2,711	144·6	2,159	181·6
For the Province ...	2,672,673	26,974	99·08		
Bombay	16,454,414	198,152	83·4		
Central Provinces ...	11,548,511	111,855	103·2		

* Not received from Deputy Commissioner. † On 7 years' institutions only.

9. The facilities as to litigation in comparison with our immediate neighbours can too be partly judged by the following figures:—

Courts to Area.

In Berar,	1 to every	554	square miles.
Central Provinces,	do.	674	do.
Bombay,	do.	947	do.

Courts to Population.

In Central Provinces,	1 to every	68,741
Berar,	do.	83,521
Bombay,	do.	125,606

The figures for Bombay include Sind and are taken from the provincial reports of 1887.

B.—Classification of Suits.

10. Imperial Statement No. VII in the appendix classifies the suits which were instituted during the year 1888. Re-admitted cases and cases transferred are excluded therefrom.

Classification of suits.

The annexed comparative statement exhibits in a concise form the principal changes which have taken place in the character of civil litigation during the past two years :—

		1888.	1887.	Increase.	Decrease.
Suits for money or moveables.	Contracts in writing ...	15,414	13,917	1,497	...
	Do. not in writing ...	3,068	2,767	301	...
	On account stated	3,957	3,670	287	..
	Money lad and received ...	92	114	...	22
	Goods sold	399	465	...	66
	Wages, work, and material ...	166	213	...	47
	Rent not falling under Rent law.	294	273	21	...
	Moveable property or its value...	538	483	55	...
	Damages	267	181	86	...
	Other suits for money or moveables not already mentioned...	228	192	36	...
Title and other suits.	Suits relating to marriage ...	67	70	...	3
	Immoveable property ...	1,377	1,219	158	...
	Other suits	1,107	927	180	...
	Total ...	26,974	24,491	2,621	138

11. On this return it need only be remarked that an increase of litigation may be expected to spread itself over most of the heads, but the main increase is always likely to be, as it here is, under "Contracts in writing," where the security is greatest. It is not possible to give an exact reason for every variation especially when the difference is slight.

Contracts in writing.

The five first heads, suits for money due, account for 22,930 suits, or 85 per cent. of the total litigation, 26,974. Deducting from this total contracts in writing (15,414) and suits on account stated (3,957), most of which are wholly or partially acknowledged in the books, or a total of 19,371 suits, we have a balance of 3,559 suits unsecured by writing.

Suits for money due.

12. Out of the 1,377 suits for immoveable property, 947 are in respect of fields under Sections 8 and 9 of the Specific Relief Act. This, as against 887 suits of the same kind in the previous year, shows an advance of 6·7 per cent. in litigation of this nature.

Suits for immoveable property.

C.—Value and Cost of Suits.

13. Table I below compares the differences in the values of suits with those of the year previous, the main increase coming under suits not exceeding Rs. 50 in value ;—

Value and cost of suits

TABLE I.—*Comparison of Values of Suits in years* 1887 *and* 1888.

Grades of value.	No. of suits disposed of in 1887.	No. of suits disposed of in 1888.	Increase or Decrease.	Percentage.
Not exceeding Rs. 10	1,603	1,882	+ 279	17·4
Do. „ 50	11,420	12,613	+ 1,193	10·4
Do. „ 100	5,804	6,015	+ 211	3 6
Do. „ 500	5,789	5,891	+ 102	1·7
Do. „ 1,000	611	588	— 23	3.8
Do. „ 5,000	211	253	+ 42	19·9
Do. „ 10,000	13	10	— 3	23
Exceeding „ 10,000	6	8	— 2	33·3
No. of suits the value of which cannot be estimated	561	507	— 54	9·6
Total ...	26,018	27,767	+ 1,749	6·7

14. Table II shows at a glance in comparison by districts how the different values of suits in the year under report fell to be decided. The feature of this table is that till we reach suits exceeding Rs. 500 in value, or whose value cannot be estimated, there is comparative evenness in the percentages.

TABLE II.—*Disposal of Suits by Districts during* 1888 *in percentages of grades of value.*

Districts.	Not exceeding Rs. 10.	Not exceeding Rs. 50.	Not exceeding Rs. 100.	Not exceeding Rs. 500.	Exceeding Rs. 500.	Value cannot be estimated.
Akola	6·0	43·9	22·0	24·1	3·3	0·7
Buldana	6·7	49·2	21·7	19·8	1·6	1·0
Basim	7·0	48·5	20·3	20·7	1·7	1·8
Amraoti	6·9	44·3	20·3	21·5	4·7	2·3
Ellichpur	7·5	45·9	24·8	18·0	2·8	1·0
Wun	7·3	41·3	22·1	20·8	2·8	5·7
On Provincial total ...	6·8	45·4	21·7	21·2	3·1	1·8

15. Table III shows the average value and average cost per suit under each grade of value, also the percentage of cost.

TABLE III.—*Sh[illegible] average value [illegible] grade of value,*
[illegible] or plaintiff [illegible] 777 [illegible] 22·2

Grades of value.	Number of suits disposed of.	Aggregate value of suits.	Aggregate cost of suits.	Average value of suits.	Average cost of suits.	Percentage of costs to value.
1	2	3	4	5	6	7
		Rs. a. p.	Rs. a. p.	Rs. a. p.	Rs. a. p.	Rs. a. p.
Not exceeding Rs. 10	1,882	13,528 10 9	5,405 2 0	7 4 9	2 13 11	39 15 3
Do. „ 50	12,613	3,69,334 6 8	68,628 3 5	29 9 7	5 7 1	18 9 4
Do. „ 100	6,015	4,15,164 6 11	63,645 13 4	70 5 1	10 9 4	15 5 3
Do. „ 500	5,891	11,72,172 4 8	1,54,407 2 5	204 1 8	26 3 4	13 2 9
Do. „ 1,000	588	3,96,920 6 5	47,748 0 7	708 12 7	81 3 3	12 0 6
Do. „ 5,000	253	4,16,083 4 5	47,831 0 4	1,816 15 4	189 0 11	11 7 11
Do. „ 10,000	10	62,894 7 11	6,409 9 8	6,289 7 2	640 15 4	10 3 1
Exceeding „ 10,000	8	1,36,550 7 0	14,054 0 8	17,068 12 10	1,756 12 1	10 4 8
No. of suits the value of which cannot be estimated	507	...	12,370 8 11	...	24 6 5	...
Total ...	27,767	29,82,648 6 9	4,20,499 9 4	109 4 7	15 2 4	14 1 7

As the total value litigated declined by Rs. 22,698-8-1, the average value per suit has also declined from Rs. 118-0-10 in 1887 to Rs. 109-4-7 in 1888.

Percentage of costs.

16. The percentage of costs to the total value of suits disposed of is slightly in excess of the preceding year, the figures being Rs. 14-1-7 in 1888, against Rs. 13-5-1 for 1887.

D.—Disposal of Original Suits.

17. Imperial Statement No. IX, submitted as an appendix, shows the general result of original civil litigation in the province.

Suits for disposal.

Including 1,919 pending from 1887, 500 re-admitted cases, and 1,298 received by transfer, the total number of suits for disposal during the year amounted to 30,691, showing an increase of 0·2 per cent. as compared with 1887.

No. disposed of.

Of the total number on the file, 27,767, or 90·4 per cent. were disposed of during the year. The general results (excluding cases transferred) of the trial of the suits disposed of were—

	No. of Suits.	Proportion per cent.	Corresponding proportion in 1887.
Contested.			
Judgment given for plaintiff in whole or in part	5,436	19·6	21·5
Judgment given for defendant in whole ...	1,453	5·2	5·6
Total ...	6,889	24·8	27·1
Without Contest.			
Decreed on confession ...	8,990	32·4	30·6
Compromised	3,585	12·9	12·7
Decreed *ex parte*	5,766	20·7	19·2
Dismissed *ex parte*	237	0·9	1·0
Total ...	18,578	66·9	63·5
Without Trial.			
Dismissed for default	1,722	6·2	7·1
Withdrawn	376	1·4	1·7
Rejected or returned	81	0·3	0·3
Total ...	2,179	7·9	9·1
By arbitration	121	0·4	0·3
Grand total ...	27,767	100·0	100·0

Contested cases.

18. The proportions in comparison with the year previous show that there is a slight decrease in contested cases as against a slight rise in cases without contest, the rise coming mostly "in decrees on confession." The other variations are so slight that they call for no explanation or remark.

As suits on written obligations have during the year under report increased, obviously there was less room for contest than in the year previous, and this probably in part accounts for the fall in contested cases.

Pending file.

19. The number of cases pending at the close of the year was 1,626. Of these, 219 had been pending more than three months; 93 cases of the latter were awaiting disposal in the Amraoti District. The Deputy Commissioner explains that this is owing chiefly to the Morsi Court having been left without a Judge for nearly a month during the absence of Mr. Ardeshir Dinshaji on privilege leave.

Average duration.

20. The average duration of uncontested cases was 31·7 days, against 36·5 in the previous year. In contested cases the general average for the province has fallen from 74·6 to 59·2 days. In contested cases the duration was highest in the Amraoti District, *i.e.*, 80·4 days, and is ascribed to bad results in the Badnera Court both on the Sub-Judge and Small Cause Court side.

21. The following statement gives the average duration of contested and uncontested cases for each district as required by paragraph 5 of the Resident's review of the Civil Justice Report for 1887 :—

	1888.	
	Contested.	Uncontested.
Akola	70·6	31·5
Buldana	42·9	16·1
Basim	59·0	35·1
Amraoti	80·4	46·9
Ellichpur	61·4	34
Wun	65·4	43·3

E.—Original Miscellaneous Cases.

22. Imperial Statement No. IX, Part II, shows the result of trial of miscellaneous cases in the various Courts of the Hyderabad Assigned Districts.

Details of disposal.

The details of disposal are given in the following comparative statement :—

Disposed of	1888. No.	1888. Percentage.	1887. No.	1887. Percentage.
Without trial... ...	821	24	889	26·5
Without contest ...	1,249	36·6	1,289	38·6
With contest and judgment given for plaintiff ...	777	22·8	745	22·2
With contest and judgment given for defendant ...	567	16·6	427	12·7
Total ...	3,414	100	3,350	100

Compared then with the year previous, there is a slight increase of 64 cases. The slight variations in the proportions call for no remark.

23. The number of applications which remained pending at the close of 1888 was 309, or 8·1 per cent. of the number for disposal.

The average duration of contested cases was 46·1 days. This is an improvement on the figures (65·8) of last year.

F.—Agency for Disposal of Suits.

Distribution of business.

24. The following statement shows the manner in which original suits were distributed between the various grades of officers :—

No. of officers employed on civil work.		Grade of officers.	Cases decided.				Average No. of cases decided by each officer of each grade.	
			Number.		Percentage.			
1888.	1887.		1888.	1887.	1888.	1887.	1888.	1887.
6	6	Deputy Commissioners ...	15	29	·1	0·1	3	5
2	2	Special Assistant Commissioners.	154	26	·8	0·1	77	13
8	9	Assistant Commissioners ...	1,519	4,515	7·9	17·4	190	502
20	19	Extra Assistant Commissioners	13,710	18,230	71·6	70·1	685	959
4	2	Attachés	2,536	1,198	13·3	4·6	634	599
7	10	Tahsildars	1,201	2,020	6·3	7·7	172	202
47	48	Total ...	19,135	26,018	100	100	407	542

Disposals by Deputy Commissioners.

25. The percentage of work done by Deputy Commissioners is the same as in the previous year.

Assistant and Extra Assistant Commissioners.

26. Compared with the year 1887, a smaller share of work has fallen to the Courts of the Assistant Commissioners. The decrease may be due partly to the frequent changes of officers during the year and partly to the fact that a smaller number of Civil Courts were presided over by officers of this grade. On the other hand the disposal of three-fourths of the whole litigation of the province by the Courts of the Extra Assistant Commissioners by relieving the Tahsildars is an appreciable benefit to the executive.

Attachés.

27. Attachés disposed of an increased portion of the litigation of the province, and the percentage of cases disposed of by their agency to the total number of the disposals is now 13·3.

Tahsildars.

28. An average of 172 cases was decided by each Tahsildar. This is much below the limit of 30 cases a month prescribed for such Courts in the Punjab and does not over-burden them.

G.—Execution of Decrees.

29. The execution work of the various Civil Courts in the Hyderabad Assigned Districts is shown in Imperial Statement No. XI.

Execution proceedings of 1887 and 1888 compared.

The disposals (26,131) amounted to 83·1 per cent. of the applications for execution, which increased by 1,993, or 6·7 per cent. The result of disposals in percentages during the last two years is shown below :—

	1888.	1887.
Completely executed	17·0	17·9
Partially do.	17·0	16·2
Struck off without execution	59·8	62·5
Transferred	6·2	3·4

It is a satisfactory feature when the failure to execute shows a decline as it here does, though in Ellichpur and Amraoti the percentage is high—70·1 and 61·5 respectively. The Deputy Commissioner, Amraoti, explains this as due to a bad season, while the Deputy Commissioner, Ellichpur, says that numerous executions are taken out merely to keep the decree alive and with no hope of gaining advantage. It is, however, believed that a considerable number of cases returned as wholly infructuous are really settled between the parties themselves.

30. The total value of the money decrees in execution during the year was Rs. 2,98,879-14-10, against Rs. 2,36,979-12-7 in the previous year. Details of the manner of realization are given below:—

Realization.

	Rs.	a.	p.
Paid in voluntarily	16,980	1	9
With the issue of process ...	2,81,899	13	1

31. In 2,495 cases moveable property was attached, but in 1,592 instances only was actual sale resorted to.

Moveable property.

Similarly in 2,602 cases immoveable property was attached, but in 1,536 instances only was sale carried out.

Immoveable property.

32. The total number of persons imprisoned in execution of decrees was 236 as compared with 217 in 1887.

Arrest and imprisonment.

33. The total income on account of court and process fees during the year amounted to Rs. 3,70,839-11-0 including the amount realized in the Judicial Commissioner's Court, against Rs. 3,42,991-10-0 in the previous year. The rise is, of course, due to the increase in litigation.

Court and process fees.

34. There were 44 applications under Chapter XX of Act XIV of 1882 for a declaration of insolvency, against 52 in the previous year. Only 7 applications were granted as against 14 in 1887. In 2 cases only was it found necessary to appoint a receiver, and the amount of creditors' claims admitted during the year was Rs. 770-0-6. One person was sentenced to imprisonment under Section 359 of the Civil Procedure Code, and 21 persons were declared insolvent and discharged.

Bankruptcy.

II.—Witnesses.

35. The following statement shows the attendance of witnesses during the past two years:—

Attendance of witnesses.

Years.	No. of witnesses who attended.	Period of detention.			No. of witnesses examined.
		For one day.	For two days.	For three days and upwards.	
1888 ...	43,265	40,066	2,283	916	22,467
1887 ...	44,371	40,720	2,622	1,029	21,289

Fewer witnesses were required to attend, though litigation increased, and of these a larger proportion was actually examined than in the year previous, which is in its way satisfactory.

36. The longest detentions were again in Amraoti and Akola, where some witnesses were detained for six and seven days respectively, but in these districts work is heaviest, and frequent changes have caused some dislocation. During a temporary paucity of officers, if criminal work comes in as it so frequently does, for the time any civil cases must be set aside, which affects, of course, the detention of witnesses. On the whole I believe care is exercised to make such delays as little irksome as possible.

PART II.—SMALL CAUSE COURTS.

37. The following statements show the working of the Small Cause Courts during the year under report.

The number of suits instituted during the year in these Courts was 8,532, showing an increase of 1,626 as compared with the preceding year as follows:—

Suits instituted.

	1888.	1887.
Akola	1,727	1,871
Amraoti	3,243	3,554
Khamgaon	947	997
Telhara	916	...
Badnera	1,463	484
Basim	236	...
Total ...	8,532	6,906

or an increase of 23·5 per cent.

There is a marked increase in litigation in the Badnera Small Cause Court, which in 1888 worked for the whole year, against two months only of 1887.

Classification of suits.

38. The following table shows the classification of suits :—

	1888.	1887.	Increase.	Decrease.
Contracts in writing ...	5,292	3,958	1,334	...
Contracts not in writing ...	767	935	...	168
On account stated ...	1,473	1,208	265	...
Money had and received ...	58	69	...	11
Goods sold	231	236	...	5
Wages, work and material ...	89	132	...	43
Rent not falling under Rent law	210	112	98	...
Moveable property or its value...	175	131	44	...
Damages	131	85	46	...
Other suits	106	40	66	...

The increase under " contracts in writing " is only what might be expected from the rise in litigation.

39. The total number of cases for disposal by Small Cause Courts including those pending from the previous year was 9,287, of which 8,773 were disposed of during the year.

Manner of disposal.

The details of disposal are as under :—

	1888.	1887.
Dismissed for default	5·0	6·0
Withdrawn	1·0	1·7
Rejected or returned	0·2	0·2
Compromised	15·0	14·8
Decreed on confession	31·2	30·5
Decreed *ex parte*	24·9	23·5
Dismissed *ex parte*	0·3	0·3
By arbitration	0·5	0·5
Contested	21·9	22·2

The percentage of contested cases has slightly decreased from 22·2 to 21·9, a difference which is too small to be traced to any specific cause.

Contested cases.

40. The average duration of contested cases has fallen from 40·1 to 38·8, while that of uncontested cases is 30·2 days, or 8·4 days higher than in the previous year.

Average duration.

The duration of both contested and uncontested cases was highest in the following Courts :—

	Contested.	Uncontested.
Badnera	67·5	44·7
Khamgaon	46	40·9

The Deputy Commissioner, Amraoti, considers the duration in the Badnera Court unnecessarily high. In Khamgaon it is attributed to the transfers of officers and to a considerable portion of the Judge's time having been occupied with other civil suits, criminal cases, the revenue work of two taluks, and the affairs of two municipalities.

Pending cases.

41. The number of cases pending at the close of 1888 was 514 as compared with 684 in the preceding year; of these, only 31 had been pending more than three months.

Miscellaneous work.

42. Besides the business detailed above, 464 miscellaneous cases were disposed of other than plaints presented to Small Cause Courts. The number in 1887 was 430.

The details given under heads E and G of Part I as to value of suits and execution of decrees include those of Small Cause Courts.

PART III.—APPELLATE COURTS.

A.—District Courts.

43. The number of appeals for disposal by Deputy Commissioners including those pending from the previous year was 266 as compared with 578 in 1887, of which 249 were disposed of during the year. This was a decline of 53·9 per cent.

Appeals decided.

The manner of their disposal may be seen from the following comparative table of percentages:—

Name of Judge against whose decision appeals were preferred.	No. of cases tried by each officer.	Rejected under section 551 of the Civil Procedure Code.		Dismissed for default.		Confirmed				Modified.		Reversed.		Remanded.		Total appeals.	Percentage of column 17 on column 2 [cases tried].
						Ex parte.		After contest.									
		No.	Per cent.	No.	Per cent.	No.	Per cent.	No.	Per cent.	No.	Per cent.	No.	Per cent.	No.	Per cent.		
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18
Akola District.																	
Mr. Afdeshir, Extra Assistant Commissioner, Akola ...	114	...	...	...	...	...	...	7	46·7	4	26·7	2	13·3	2	13·3	15	...
,, Govindrao, Extra Assistant Commissioner, Akola ...	174	...	...	...	...	...	...	1	25	1	25	...	...	2	50	4	...
,, Harbhamji, Attaché, Akola ...	70	4	28·6	2	14·3	...	...	...	...	1	7·1	5	35·7	2	14·3	14	...
,, Mandkolas, Sub-Judge, Khamgaon ...	108	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
,, Pandit Suraj Narayan, Attaché ...	120	1	20	1	20	...	...	3	60	...	...	...	...	...	...	5	...
,, Ganesh Dapnji, Extra Assistant Commissioner, Basim ...	...	2	66·7	...			...	...	...	1	33·3	...	...	...	...	3	...
,, Mir Hashmut Ali, Attaché ...	469	1	50	...					...	...	...	...	...	...	...	2	...
Total ...	1,055	8	16·6								16·2	7	14·9	6	13·9	43	4
Buldana District.																	
Mr. Atmaram Bhickaji, Extra Assistant Commissioner ...	1,034	10	30·3	...	...	1	3	8	24·2	...	...	10	30·3	4	12·1	33	...
,, King, Extra Assistant Commissioner, Buldana ...	417	1	16·7	...	...	...	...	4	66·6	1	16·7	...	...	...	...	6	...
Total ...	1,451	11	28·2	...	...	1	2·6	12	30·8	1	2·6	10	25·6	4	10·2	39	2·6
Basim District.																	
Mr. Harbhamji, Attaché ...	428	...	...	...	...	...	...	1	33·3	...	...	1	33·3	1	33·3	3	...
,, Krishnarao Anant, Tahsildar ...	209	...	...	...	...	...	...	1	50	...	...	...	...	1	50	2	...
,, Price, Extra Assistant Commissioner ...	...	...	...	...	...	...	...	1	100	...	...	...	...	...	...	1	...
Total ...	647	...	...	...	...	...	...	3	50	...	...	1	16·7	2	33·3	6	·9
Amraoti District.																	
Captain Garrett, Assistant Commissioner ...	560	23	48·9	1	2·1	1	2·1	9	19·1	4	8·5	7	15	2	4·3	47	...
Mr. MacGill, Extra Assistant Commissioner ...	161	6	21·4	...	...	...	...	12	42·9	2	7·1	7	25	1	3·6	28	...
,, Price, Extra Assistant Commissioner ...	...	...	...	...	...	...	...	2	40	...	...	3	60	...	...	5	...
,, King, Extra Assistant Commissioner ...	31	...	...	...	...	1	100	...	...	...	...	...	...	...	...	1	...
,, Safdar Ally, Extra Assistant Commissioner ...	165	9	47·3	...	...	...	...	6	31·6	1	5·3	1	5·3	2	10·5	19	...
,, Ardeshir Dinshaji, Extra Assistant Commissioner ...	809	4	57·1	...	...	...	...	1	14·3	1	14·3	...	...	1	14·3	7	...
,, Hyder Ali, Attaché ...	1,550	3	16·7	2	11·1	...	...	6	33·3	3	16·7	4	22·2	...	...	18	...
,, Wasudeo Sadashee ...	...	2	66·7	...	...	...	...	...	...	1	33·3	...	...	...	...	3	...
Total ...	3,280	47	36·7	3	2·3	2	1·6	36	28·1	12	9·4	22	17·2	6	4·7	128	3·9

Name of Judge against whose decision appeals were preferred.	No. of cases tried by each officer	Rejected under Section 551 of the Civil Procedure Code.		Dismissed for default.		Confirmed. Ex parte.		Confirmed. After contest.		Modified.		Reversed.		Remanded.		Total appeals.	Percentage of column 17 to column 2 [cases tried]
		No.	Per cent.	No.	Per cent.	No.	Per cent.	No.	Per cent.	No.	Per cent	No.	Per cent.	No.	Per cent.		
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18
Ellichpur District.																	
Mr. Manicksha	2	...	...	...	...	...	...	2	50	1	25	1	25	...	...	4	...
Lieutenant Davies	186	1	50	...	...	...	...	1	50	...	...	...	...	...	...	2	...
Mr. Ashmut Alli	59	1	100	...	...	...	...	...	...	...	...	...	...	...	...	1	...
Total ...	247	2	28·5	...	...	...	...	3	42·9	1	14·3	1	14·3	...	...	7	2·8
Wun District.																	
Mr. Wasudeorao, Extra Assistant Commissioner	...	4	40	1	10	...	...	...	...	2	20	3	30	...	...	10	...
" Yishwanadum, Extra Assistant Commissioner	194	...	...	...	...	...	...	1	100	...	...	...	...	...	...	1	...
" Yeshwantrao, Tahsildar, Wun ...	257	3	60	...	...	...	...	...	...	...	...	2	40	...	...	5	...
" Shalaz Khan, Tahsildar, Wun ...	117	6	75	...	...	...	...	1	12·5	1	12·5	...	...	...	...	8	...
" Gopal Rao, Tahsildar, Kelapur ...	75	...	...	...	...	...	...	...	...	1	50	1	50	...	...	2	...
Total ...	643	13	50	1	3·8	...	...	2	7·7	4	15·4	6	23·1	...	...	26	4
Grand Total ... 1888 ...	7,323	81	32·5	7	2·8	3	1·2	68	27·3	25	10·1	47	18·9	18	7·2	249	3·4
Grand Total ... 1887 ...	18,457	169	36·0	23	4·9	4	·8	106	22·6	27	5·8	86	18·3	54	11·5	469	2·5

Appeals rejected and confirmed.

44. It will be seen that, taking all the districts together, the proportion of appeals in which the decrees of the lower courts were upheld, *i.e.*, rejected, confirmed *ex parte* or after contest in the Deputy Commissioner's Courts was 61 per cent., against 59·4 in 1887, which shows that the quality of work in the Courts below was deemed to have improved. The proportion varied in the different districts from 71·4 in Ellichpur to 46·5 in Akola.

Cases remanded.

45. There was a smaller percentage of remands for retrial. The proportion was on the whole 4·3 per cent. lower than in the previous year and was greatest in the Basim District (33·3 per cent.), Akola coming next with a proportion of 13·9 per cent.

Appeals pending.

46. Of the 17 appeals pending at the close of the year 1888, only one had been pending over three months. The average duration was 46·8 days as in the preceding year and was not excessively high in any district. These results are satisfactory.

Miscellaneous appeals.

47. In addition to [illegible] decrees, 25 miscellaneous appeals came before District Courts during the year under report, as against 41 in the previous year. The Courts disposed of 22, and there were 3 pending at the close of the year, of which 9 had been pending for more than three months. The average duration of the appeals disposed of was 49·6 days.

Causes of decrease in appeals.

48. The great fall in the number of appeals to the District Courts is due chiefly to a certain number of Judges passing into the 5th grade (whose appeals lie direct to the Judicial Commissioner) and partly to the Special Assistant at Akola and Amraoti taking some appeals that formerly went to the District Courts.

The percentage of such appeals in Basim is the extraordinary low figure of ·9, while the provincial average is over 3 per cent.; the explanation is that the two Judges the Deputy Commissioner, Basim, had to hear appeals against exercised powers only in suits up to Rs. 50, and of course it is hardly worth carrying many such cases in appeal.

B.—Judicial Commissioner's Court.

Appeals for disposal.

49. The annexed comparative statement by districts supplies in the form hitherto used details regarding the result of appeals to the Judicial Commissioner's Court, which are not to be found in Imperial Statement No. X. I do not see that all this detail is really wanted, and the form might, I think, be much shortened and improved.

Number and designation of officers against whose decisions appeals were preferred.	No. of cases tried during the year.	No. of appeals for disposal.	No. of appeals disposed of.	Rejected.		Dismissed for default.		Confirmed.		Modified.		Reversed.		Remanded under section 562 Civil Procedure Code.	
				No.	Percentage	No.	Percentage	No.	Percentage	No.	Percentage	No.	Percentage	No.	Percentage
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16
Result of First Appeals before Judicial Commissioner.															
Mr. Davies, Sub-Judge, Khamgaon, and Special Assistant Commissioner, Akola and Amraoti	54	22	11	...	...	...	...	3	27·3	2	18·2	4	36·3	2	18·2
Mr. Nizam ud-din, Special Asst. Commr., Akola & Amraoti	58	17	8	5	62·5	...	...	...	...	2	25	1	12·5	...	...
Captain Morris, Asst. Commr., Khamgaon and Basim	45	1	3	2	66·7	...	...	1	33·3	...	...	...	...	...	...
Mr. Shirkrishna Narhar, Extra Assistant Commissioner, Ellichpur and Telhara	2,102	100	26	12	46·2	...	...	6	23·1	3	11·5	4	15·4	1	3·8
Mr. Ganesh Shirkrishna, Extra Assistant Commissioner, Akola and Balapur	83	15	6	2	33·2	...	...	1	16·7	1	16·7	1	16·7	1	16·7
Colonel Grant, Deputy Commissioner, Akola	...	1	1	...	...	...	...	...	...	...	...	...	...	1	100
Do. Rennick, Deputy Commissioner, Akola and Wun	1	1	1	...	...	...	...	...	...	...	...	1	100	...	...
Mr. Purshottamrao, Special Assistant Commissioner, Amraoti and Akola	...	3	3	1	33·3	...	...	...	...	2	66·7	...	...	...	...
Mr. Edulji Bymanji, Asst. Commissioner, Amraoti and Basim	404	75	12	4	33·3	2	16·7	3	25	1	8·3	2	16·7	...	...
Mr. Ajudhia Prasad, Extra Asst. Commissioner, Amraoti and Badnera	1,119	87	7	5	71·4	...	...	1	14·3	1	14·3	...	...	...	...
Mr. Yasin Khan, Assistant Commissioner, Akola, Amraoti, and Badnera	130	12	6	3	50	...	...	...	...	1	16·7	2	33·3	...	...
Mr. Waman Narayan, Extra Assistant Commissioner, Malkapur	950	21	7	2	28·6	...	...	3	42·8	...	...	2	28·6	...	...
Mr. V. N. Dandekar, Extra Assistant Commissioner, Malkapur, Basim, Wun, and Badnera	725	40	13	5	38·4	2	15·4	...	...	1	7·7	4	30·6	1	7·7
Mr. Ambadas Sante, Extra Assistant Commissioner, Malkapur and Mehkar	2,428	27	3	1	33·3	...	...	...	...	...	...	...	...	2	66·7
Mr. Deorao Jaikrishna, Extra Assistant Commissioner, Wun	1,549	70	11	9	81·8	...	...	2	18·2	...	...	...	...	...	...
Colonel Mackenzie, Deputy Commissioner, Ellichpur	...	1	1	...	...	1	100	...	...	...	...	...	...	...	...
Mr. Keshee Jaikrishna, Extra Assistant Commissioner Ellichpur	1,531	91	10	8	80	...	...	2	20	...	...	...	...	...	...
Colonel Fitzgerald, Deputy Commissioner, Wun	...	1	1	...	...	...	...	1	100	...	...	...	...	...	...
Mr. Knowlys, Deputy Commissioner, Basim	12	1	...	...	...	...	...	...	...	...	...	...	...	...	...
Colonel Swatopanski, Deputy Commissioner, Buldana	1	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Captain W. Hastings, Special Assistant Commissioner, Amraoti	56	1	...	...	...	...	...	...	...	...	...	...	...	...	...
Mr. Elliott, Special Assistant Commissioner, Amraoti	4	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Mr. Nicholetts, Assistant Commissioner, Amraoti	...	1	1	...	...	...	...	1	100	...	...	...	...	...	...
Mr. R. Obbard, Special Assistant Commissioner, Akola	51	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Total	11,310	644	131	59	45·1	5	3·8	24	18·3	14	10·7	21	16	8	6·1
Result of Second Appeals before Judicial Commissioner.															
Akola	43	8	1	...	...	...	...	...	...	...	...	...	...	1	100
Buldana	30	10	1	...	...	...	...	...	...	1	100	...	...	...	...
Basim	6	1	10	3	30	...	...	2	20	...	...	5	50	...	...
Amraoti	128	31	3	2	66·7	...	...	...	...	...	...	1	33·3	...	...
Ellichpur	7	1	1	1	100	...	...	...	...	...	...	...	...	...	...
Wun	36	8	4	...	...	...	...	1	25	...	...	3	75	...	...
Total	249	60	20	6	30	...	...	3	15	1	5	9	45	1	5
Grand Total 1883	11,568	734	151	65	43	5	3·3	27	17·9	15	9·9	30	19·9	9	6
Grand Total 1887	8,816	393	163	54	33·1	5	3	44	27	11	6·8	41	25·2	7	4·3

Appeals decided.

50. For reasons explained when dealing with District Court appeals the decline there has been met by a *rise* in the Judicial Commissioner's Court, as compared with previous year (734 cases instituted to 393), of 86·5 per cent., which is considerable. Of these, 644 were first appeals and 90 second appeals, of which 131 and 20, or 20·3 and 22·2 per cent. respectively, were disposed of; the total disposals, 151, as compared with the previous year (163 cases), being a decline of 12 cases, or 7·3 per cent. Obviously with institutions *increasing* and disposals barely holding their own, arrears are piling up. The calls of sessions duty, the

changes in office, and the Resident's visit which unforeseen was unprovided for, in their different degrees account for the small decline in the outturn of work.

Appeals rejected and reversed.

51. As the percentage of rejections has *risen* from 33·1 to 43, and as the percentage of reversals has *fallen* from 41 to 30, it follows that the work of the lower Courts has better commended itself than in the year previous.

Appeals pending and average duration.

52. Of the pending appeals, 484 are over three months. With a file of arrears, and as the longest pending cases are dealt with in their order, it follows that the average duration of 296·6 days in disposal is high.

Miscellaneous appeals.

53. Besides appeals from decrees, 171 miscellaneous cases were dealt with during the year; of these, 61 were disposed of with an average duration of 201·6 days.

54. It is believed that the Berar Courts Law, when it comes into operation, in the relief it will give the Judicial Commissioner from sessions duty, will provide the leisure necessary to deal with civil appeals, for it is this freedom only that is wanted.

During the present year, 1st January to date (15th March), *i.e.*, 2½ months, except the first three weeks of January, the rest of the time has been devoted mainly to civil appeals with the result that, including first and second appeals and miscellaneous cases, 70 appeals, or at the rate of 28 cases a month, have been disposed of, against 212, the total of 1888 (*viz.*, first appeals 131, second 20, miscellaneous cases 61), or about 18 cases a month, the criminal work in both periods averaging the same. Now, as six sessions cases have come in during this period, if the greater part of next month be given to their disposal only, the above average of civil appeal disposals will be at once adversely affected and considerably lowered.

PART IV.—GENERAL.

Inspection of civil cases.

55. The following statement will show the number of cases the proceedings in which were called up for inspection by Deputy Commissioners:—

Class of Courts.	No of cases called up including the balance of last year	No of cases transferred to Assistant Commissioners for inspection and report.	No of cases inspected by the Deputy Commissioner himself.	Result of Inspection.				No of cases pending inspection at the close of the year.
				Cases in which procedure was found to be correct	Cases in which errors were pointed out and communicated to officers concerned.	No of cases ordered to be admitted under the G N No 112-J., dated 19th July 1878.	Total	
1	2	3	4	5	6	7	8	9
Akola ...	4	4	...	4	...	...	4	...
Buldana ...	255	...	255	203	52	...	255	...
Basim ...	512	...	512	367	145	...	512	...
Amraoti ...	227	227	...	145	82	...	227	...
Ellichpur ...	146	...	146	130	16	...	146	...
Wun ...	300	150	150	238	62	...	300	...
Total 1888 .	1,444	381	1,063	1,087	357	...	1,444	...
Total 1887...	1,648	218	1,365	1,150	428	...	1,578	70

56. This statement shows that, as compared with the year previous, fewer cases were called up for inspection.

This remark would have been unnecessary had Akola in this direction done its duty, which it clearly has not. Orders as to such inspections are vague; it is desirable, I think, to impose a limit or minimun of percentage up to which at least Deputy Commissioners should be bound to act.

Inspection work of Judicial Commissioner.

57. In addition to cases that came before the Judicial Commissioner in regular appeal, a considerable number, viz., 302, were specially called for examination partly under the Resident's orders in respect of civil cases dismissed on first hearing.

Such inspections reveal considerable inequality on the work of Judges. Where required, the necessary comments were made. Court registers were everywhere very fairly maintained, which, in the face of the pressure of business, is commendable.

Pleaders' Examination.

58. The prescribed annual examination for pleaderships took place in September last; sixteen candidates appeared, four passed by the lower standard.

I have the honour to be,

Sir,

Your most obedient servant,

K. J. L. MACKENZIE,

Judicial Commissioner, Hyderabad Assigned Districts.

APPENDICES.

B-444—5

JUDICIAL STATEMENT No. VII.—(CIVIL)—*Statement showing the number and description of Civil Suits instituted in the Civil Courts in the Hyderabad Assigned Districts in the year 1888.*

Class of Tribunals.	Suits for money or moveable property.										Suits under the Rent Law.								Title and other suits.																			
	Contracts in writing.	Contracts not in writing.	On account stated.	Money lent and received.	Goods sold.	Wages, work, and materials.	Rent not falling under the Rent Law.	Moveable property or value thereof.	Damages.	Other suits for money or moveables not already mentioned.	Arrears of rent with or without ejectment or enhancement of rent.	Enhancement or abatement of rent.	Relating to distraint.	Damages for eviction or withholding receipts, or on account of illegal resignation or other cause.	For pattahs or kabulyats.	For ejectment or recovery of possession.	For recovery, of money or account from agents.	All other suits under the Rent Law not included above.	Suits for immoveable property.	Suits for declaratory decrees.	Other suits under the Specific Relief Act.	Suits to declare and establish rights to real property, including pre-emption, for redemption, &c.	Suits to declare and establish personal rights.	Suits for an account.	Suits relating to religious endowments.	Suits to set aside judgments, contracts, or obligations on the ground of fraud.	Suits for dissolution of marriage.	Suits for enforcement of matrimonial rights.	Suits for partition.	Suits relating to shipping.	Suits relating to religion and caste.	Administration suits.	Inter-pleader suits.	Dissolution of partnership.	Suits under Section 261, Act X of 1865 (also Hindu Wills Act).	Other suits not falling under any of the previous heads.	Grand Total.
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38
COURTS IN THE INTERIOR.																																					
I.—Civil Courts.																																					
Unpaid Tribunals	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Village Courts	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Paid Sub-divisional Tribunals ..	4,012	1,224	913	6	74	45	27	53	181	75	...	...	...	...	...	...	...	...	383	41	7	149	39	...	...	7	1	8	5	...	...	...	1	...	11	7,261
Small Cause Courts . ..	5,292	767	1,473	58	231	89	103	210	175	131	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	3	8,582
District Courts other than Chief Courts of Districts	6,075	1,071	1,567	26	94	32	98	51	182	57	...	...	...	...	...	...	...	...	984	115	53	430	72	4	...	2	1	57	25	...	...	...	1	...	118	11,161
Chief Courts of Districts ...	35	6	4	2	...	...	...	...	...	4	...	...	...	...	...	...	...	...	10	7	...	1	3	...	...	...	...	...	1	...	...	...	5	...	2	80
Total ... 1888 ...	15,414	3,068	3,957	92	399	166	228	294	538	267	...	...	...	...	...	...	...	...	1,377	163	60	585	114	4	...	9	2	65	31	...	...	...	7	...	134	26,974
Total ... 1887 ...	13,917	2,767	3,670	114	465	213	192	272	483	181	...	1	...	...	...	...	...	...	1,219	156	47	451	86	6	2	12	4	66	39	...	...	...	5	...	129	24,491

JUDICIAL STATEMENT No. VIII.—(CIVIL)—*Statement showing the number and value of Suits instituted in the Civil Courts in the Hyderabad Assigned Districts in the year* 1888.

Class of Courts.	Number of suits instituted in the different Courts.									Total value of suits.	Remarks.
	Not exceeding Rs. 10.	Not exceeding Rs. 50.	Not exceeding Rs. 100.	Not exceeding Rs. 500.	Not exceeding Rs. 1,000.	Not exceeding Rs. 5,000.	Not exceeding Rs. 10,000.	Exceeding Rs. 10,000.	Number of suits the value of which can not be estimated in money.		
1	2	3	4	5	6	7	8	9	10	11	12
										Rs. a. p.	
COURTS IN THE INTERIOR.											
I.—Civil Courts.											
Unpaid Tribunals ...	...	...	..	...	...	...	..	...	.	...	..
Village Courts ...	...	...	...	...	...	...	...	...	...	...	...
Paid Sub-divisional Tribunals	732	3,649	1,512	1,014	53	.	...	...	101	4,32,103 0 7	7,261
Small Cause Courts ...	580	4,264	1,899	1,724	65	...	...	...	...	6,81,874 10 5	8,532
District Courts other than Chief Courts of Districts ...	547	4,273	2,364	2,942	408	195	...	..	372	15,47,221 15 3	11,101
Chief Courts of Districts	1	11	9	17	6	17	7	6	6	3,14,301 14 9	80
Total ... 1888..	1,860	12,397	5,784	5,697	532	212	7	6	479	29,75,501 9 0	26,974
Total ... 1887...	1,551	10,878	5,409	5,387	576	193	12	6	479	29,46,485 14 10	24,491

JUDICIAL STATEMENT No. IX.—(CIVIL)—*Statement showing the general result of the trial of Civil Cases in the Courts of Original Jurisdiction in the Hyderabad Assigned Districts in the year* 1888.

PART I.—CIVIL SUITS.

Class of Courts.	Total No. of suits before the Courts	Number of suits disposed of.											Pending at the close of the year.	Number of cases pending more than three months at the close of the year.	Average duration of suits.		Remarks.
		Transferred to Courts in other districts.	Without trial.	Without contest.				On reference to arbitration.		With contest.							
				Compromised.	Decreed on confession.	Decreed ex parte.	Dismissed ex parte.	For plaintiff.	For defendant.	Judgment for plaintiff in whole or in part.	Judgment for defendant.				Contested.	Uncontested.	
1	2	3	4	5	6	7	8	9	10	11	12		13	14	15	16	
COURTS IN THE INTERIOR.																	
Civil Courts.																	
Unpaid Tribunals		.	.	...	...	.	..	.	..	.	...	..			.	...	
Village Courts	...	.	...	.	..	...	...	.	...	.	.	...	..	..	.	..	
Paid Sub-divisional Tribunals ...	*7,356		808	912	2,447	1,362	100	9	1	1,303	356	605	81		61·7	35·2	
Small Cause Courts ..	9,147	1	538	1,302	2,786	2,156	26	31	13	1,582	298	514	81		38·9	30·3	
District Courts other than Chief Courts of Districts ..	†12,692	..	812	1,353	3,886	2,280	107	49	16	2,542	763	477	86		67·9	30·5	
Chief Courts of Districts	199		21	18	31	18	4	2	...	49	36	30	21		123·7	48·9	
Total 1888 ...	29,394	1	2,179	3,585	9,090	5,766	237	91	30	5,436	1,453	1,626	219		59·2	31·7	
Total 1887 ...	27,937	.	2,868	3,295	7,982	5,010	264	62	14	5,583	1,470	1,919	268		74·6	36·5	

* The total of figures in columns 3 to 13 will not agree with figures in column 2 owing to changes of officers and cases on files of different grades of Courts having been disposed of by Courts of different grades.

† *Vide* note against first Sub-Divisional Courts.

JUDICIAL STATEMENT No. IX.—(CIVIL)—*Statement showing the general result of the trial of Civil Cases in the Courts of Original Jurisdiction in the Hyderabad Assigned Districts in the year* 1888.

PART II.—MISCELLANEOUS CASES.—(JUDICIAL).

Class of Courts.	Total number of cases before the Courts.	Number of cases disposed of.												Pending at the close of the year	No. of cases pending more than three months at the close of the year.	Average duration of cases		Remarks.
		Transferred to Courts in other districts.	Without trial.	Without contest				On references to arbitration.		With contest.						Contested.	Uncontested.	
				Compromised.	Decreed on confession.	Decreed ex parte.	Dismissed ex parte.	For plaintiff.	For defendant.	Judgment for plaintiff in whole or in part.	Judgment for defendant.							
1	2	3	4	5	6	7		9	10	11	12	13	14	15	16			17
COURTS IN THE INTERIOR.																		
I.—Civil Courts.																		
Unpaid Tribunals ...	...	...	...	.	.	...		...	...	...	..	...	...	..	...			
Village Courts	...	...	...	...	.	..	.	...	...	.	.	...	...	...	...			
Paid Sub-divisional Tribunals	967	1	253	22	191	135	17	...	...	124	125	138	25	51·8	32·3			
Small Cause Courts ...	449	...	116	33	36	34	11	...	.	127	65	27	...	41·8	40 7			
District Courts other than Chief Courts of Districts ..	2,160	...	424	32	347	274	65		1	491	352	125	2	44·7	29·1			
Chief Courts of Districts ...	158	...	28	2	8	36	6	...	...	35	24	19	6	57·7	41·8			
Total ... 1888...	3,734	1	821	89	582	479	99	...	1	777	566	309	33	46·1	31·9			
Total ... 1887...	3,600	...	889	70	559	559	101	...	2	745	425	250	21	65·8	47·3			

JUDICIAL STATEMENT No. X.—(CIVIL)—*Statement showing the business of the Civil Appellate Courts in the Hyderabad Assigned Districts in the year* 1888.

PART I.—APPEALS FROM DECREES.

Class of Courts	Total No. of appeals before the Court	Transferred to Courts in other districts.	Decisions confirmed, Section 551, C. P. C.	Dismissed for default or otherwise not prosecuted	Heard ex parte				Contested.				Pending	Of these, pending more than three months	Average duration of appeals.	Objections under Section 561, Act XIV of 1882	Remarks.
					Confirmed.	Modified.	Reversed.	Remanded.	Confirmed.	Modified.	Reversed.	Remanded					
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18
COURTS IN THE INTERIOR																	
APPEALS FROM ORIGINAL DECREES.																	
A.—Civil Courts.																	
Chief Appellate Courts other than Chief Courts of Districts ...	...	...		...	...	...	...	...	...	...	.	...	...	...	...	...	...
Do. of Districts ...	266	...	81	7	3	2	2	2	69	23	45	1	17	1	46·8	...	35
Superior Appellate Courts other than Chief Court of Province ...	734	...	65	5	2	2	1	...	25	13	29	9	583	454	296·6	...	230
Total ... 1888	1,000	...	146	12	5	4	3	2	93	36	74	25	600	455	41·1	...	265
Total ... 1887 ...	897	...	223	28	9	8	11	3	145	35	116	59	265	121	92·7	1	126

Judicial Statement No. X.—(Civil.)—*Statement showing the business of the Civil Appellate Courts in the Hyderabad Assigned Districts in the year* 1888.

Part II.—Miscellaneous Appeals—(Judicial.)

Class of Courts.	Total No. of appeals before the Court.	Transferred to Courts in other districts.	Decisions confirmed. Section 551, C. P. C.	Dismissed for default or otherwise not prosecuted.	Heard *ex parte*. Confirmed.	Heard *ex parte*. Modified.	Heard *ex parte*. Reversed.	Heard *ex parte*. Remanded.	Contested. Confirmed.	Contested. Modified.	Contested. Reversed.	Contested. Remanded.	Pending.	Of these, pending more than three months.	Average duration of appeals.	Objections under Section 61, Act XIV of 1882.
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17
COURTS IN THE INTERIOR.																
Appeals from Original Decrees.																
A.—Civil Courts.																
Chief Appellate Courts other than Chief Courts of Districts ...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Do. of Districts...	25	...	8	1	...	...	3	1	3	...	4	2	3	...	49·6	...
Superior Appellate Courts other than Chief Court of Province ...	171	...	9	7	9	...	2	2	8	4	9	11	110	76	201·6	...
Total ... 1888 ...	196	...	17	8	9	...	5	3	11	4	13	13	113	76	161·2	...
Total ... 1887 ...	151	...	36	8	...	...	7	2	12	1	8	12	65	33	101·7	...

Judicial Statement No. XI.—(Civil.)—*Statement showing the result of proceedings on applications for the execution of the Decrees of the Civil Courts in the Hyderabad Assigned Districts in the year* 1888.

Class o Courts.	Total number of applications for the execution of decrees before the Courts.	Applications disposed of. By transfer.	Applications disposed of. Satisfaction obtained in full.	Applications disposed of. Satisfaction obtained in part.	Applications disposed of. Wholly infructuous.	Pending at the end of the year.	Number of applications pending more than three months at the close of the year.	Amount realised. With the issue of process.	Amount realised. Without the issue of process.	Number of applications. On which the judgment-debtor was imprisoned.	Number of applications. On which he was arrested, but released without imprisonment.	Number of applications. On which moveable property. Was sold.	Number of applications. On which moveable property. Was attached, but subsequently released.	Number of applications. On which immoveable property. Was sold.	Number of applications. On which immoveable property. Was dealt with under Sections 305, 322, or 326, Act XIV of 1882.	Number of applications. On which possession was given. Of moveables.	Number of applications. On which possession was given. Of immoveables.	Number of applications. On which specific performance was enforced.	Number of applications. On which partition was effected.	Number of applications. On which execution was effected other wise than in the preceding columns.
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21
								Rs. a. p.	Rs. a. p.											
Courts in the Interior.																				
I.—Civil Courts.																				
Unpaid Tribunals ...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Village Courts ...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Paid Sub-Divisional Tribunals ...	7,077	584	1,268	840	2,517	1,371	380	64,227 9 9	2,302 13 2	43	48	317	248	300	0	327	2	151	...	6
Small Cause Courts.	7,182	...	953	1,244	3,981	900	133	28,878 15 0	952 0 1	59	79	45	204	...	...	...	1	...	...	...
District Courts other than Chief Courts of Districts ...	16,530	581	2,220	2,340	8,011	2,895	958	1,83,492 13 0	13,065 4 0	123	57	811	451	1125	0	720	18	363	12	28
Chief Courts of Districts ...	193	15	24	20	88	46	34	5,300 7 4	...	1	...	4	...	5	...	7	...	6	...	...
Total ... 1888	30,982	1180	4,460	4,453	15,001	5,288	1,513	2,81,899 13 1	16,980 1 1	205	177	1,186	903	1330	12	1,054	21	523	12	34
Total ... 1887	27,421	740	3,964	3,890	13,845	5,270	1,724	2,23,800 4 8	13,179 7 11	195	213	1,376	992	1078	60	743	7	452	4	22

JUDICIAL STATEMENT No. XII.—(CIVIL)—*Statement showing the number and result of Applications and Proceedings under Chapter XX, Act XIV of 1882, in the Hyderabad Assigned Districts in the year 1888.*

Class of Courts.	Application for a declaration of insolvency.								Number of insolvents discharged during the year under Section 355.	Number of insolvents' estates in the hands of receivers in which proceedings were finally closed during the year.	Amount of creditors' claims dealt with during the year.		Gross amount of insolvents' assets realised and disbursed.		Remarks.
	Total number for hearing.	Transferred to another istrict, withdrawn, &c.	Granted.		Rejected.			Pending at the close of the year.			Admitted.	Satisfied.	Realised during the year.	Disbursed during the year.	
			A receiver being appointed.	A receiver not being appointed.	Penal proceedings under Section 359 not being taken.	Sentence of imprisonment being passed under Section 355.	Applicant being sent to the Magistrate to be dealt with.								
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16
											Rs. a. p.	Rs. a. p.	Rs. a. p.	Rs. a. p.	
Courts other than Chief Courts of Districts ...	24	15	...	4	4	...	...	1	...	...	2,224 15 9	319 14 9	393 4 9	444 3 6	
Chief Courts of Districts ...	20	5	2	1	6	1	...	5	2	...	3,234 0 6	...	19 13 3	...	
Superior Courts ...	...	...	...	...	...	...	...	...	...	...	....	...	...	...	
Total ... 1888 ...	44	20	2	5	10	1	...	6	2	...	5,459 0 3	319 14 9	418 2 0	444 3 6	
Total ... 1887 ...	51	22	3	11	8	...	...	7	...	4	22,247 2 0	212 0 5	466 9 3	226 14 2	

PROVINCIAL.

STATEMENT No. I.—(CIVIL)—*Statement showing number and value of Suits instituted in the Civil Courts in the Hyderabad Assigned Districts in the year* 1888.

Class of Court.	No. of suits instituted in the different Courts.																			Total value of suits.			Remarks
	Value not exceeding Rs. 10.			Value not exceeding Rs. 50.			Value not exceeding Rs. 100.			Value not exceeding Rs. 500.			Value not exceeding Rs. 1,000.	Value not exceeding Rs. 5,000.	Value not exceeding Rs. 10,000.	Value not exceeding Rs. 1,00,000.	Value exceeding Rs. 1,00,000.	The value of which cannot be estimated in money.	Total.			
	Suits for money or moveables.	Suits under the Rent Law.	Title and other suits.	Suits for money or moveables.	Suits under the Rent Law.	Title and other suits.	Suits for money or moveables.	Suits under the Rent Law.	Title and other suits.	Suits for money or moveables.	Suits under the Rent Law.	Title and other suits.											
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21			22
CIVIL COURTS.																				Rs.	a.	p.	
Unpaid Tribunals	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...			
VILLAGE COURTS.																							
Paid Sub-divisional Tribunals. — Under ordinary procedure ...	792	...	29	3,633	...	191	1,264	...	216	799	...	168	43	...	...	...	...	101	7,146	4,10,190	4	1	
Paid Sub-divisional Tribunals. — Under Small Cause Court powers ...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...			
Small Cause Courts. — As Small Cause Court Judges ...	406	...	...	2,895	...	...	1,280	...	...	1,271	...	...	65	...	...	...	...	...	5,917	5,03,965	8	6	
Small Cause Courts. — Under powers of Subordinate Judge	1	...	...	32	...	11	34	...	7	48	...	19	27	31	...	...	...	...	210	1,02,597	6	1	
District Courts other than Chief Courts of Districts. — Under ordinary procedure ...	500	...	47	3,908	...	347	2,039	...	316	2,340	...	582	391	164	...	...	...	372	11,006	14,66,537	5	8	
District Courts other than Chief Courts of Districts. — Under Small Cause Court powers ..	173	...	1	1,367	...	2	619	...	...	453	...	...	...	...	...	...	...	...	2,615	1,77,909	1	11	
Chief Courts of Districts ...	1	...	...	8	...	3	7	...	2	12	...	5	6	17	7	6	...	6	80	3,14,301	14	9	
Total ... 1888...	1,783	...	77	11,843	...	554	5,243	...	541	4,923	...	774	532	212	7	6	...	479	26,974	29,75,501	9	0	
Total ... 1887...	1,459	...	92	10,393	...	485	4,995	...	414	4,742	...	645	576	193	12	5	1	479	24,494	29,46,485	14	10	

PROVINCIAL.

JUDICIAL STATEMENT No. II.—(CIVIL)—*Statement showing the general result of the trial of Civil Cases in the Courts of Original Jurisdiction in the Hyderabad Assigned Districts during the year 1888.*

PART I.—CIVIL SUITS.

Class of Courts.	No. of suits before the Courts.							No. of suits disposed of.																	Average duration of suits.					
									Without trial.			Without contest.				On reference to arbitration.		With contest.						Contested.			Uncontested.		
	Pending from last year.	Instituted in the year.	Received by transfer from other Courts.	Remanded under Section 562, Act XIV of 1882.	Reviewed under Section 625.	Reviewed under Sections 69, 103, 105, or 371.	Total for disposal.	Transferred to other Courts.	Plaint rejected or returned.	Dismissed for default or want of prosecution.	Withdrawn with leave.	Compromised.	Decreed on confession.	Decreed as parts.	Dismissed as parts.	For plaintiff.	For defendant.	Judgment for plaintiff in whole or part.	Judgment for defendant.	Total disposed of, omitting transfers.	Pending at the close of the year.	Number of cases pending more than three months at the close of the year.	No. of cases, columns 17 to 20.	Aggregate No. of days occupied in trial.	Average No. of days.	No. of cases, columns 10 to 16.	Aggregate No. of days occupied in trial.	Average No. of days.
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29
Paid Subdivisional Tribunals. — Under ordinary procedure.	412	6,985	439	20	4	120	7,977	726	16	700	92	899	2,407	1,348	100	8	1	1,237	388	7,150	864	69	1,588	95,947	60·4	5,562	7,94,728	142·9
Paid Subdivisional Tribunals. — Under Small Cause Court powers.	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Total	412	6,985	439	20	4	120	7,977	726	16	700	92	899	2,407	1,348	100	8	1	1,237	388	7,150	864	69	1,588	95,947	60·4	5,562	7,94,728	142·9
Small Cause Courts. — As Small Cause Court Judges.	458	5,917	...	2	4	29	6,410	1	12	305	72	964	1,882	1,428	6	31	12	1,098	220	6,029	380	26	1,306	46,852	36	4,723	1,37,682	29·1
Small Cause Courts. — Under powers of Subordinate Judge.	70	210	10	2	2	3	297	14	4	2	3	25	73	27	...	1	...	57	16	227	46	16	304	14,102	138·7	183	7,945	50·7
Total	528	6,127	10	4	6	41	6,707	15	16	307	75	989	2,006	1,455	6	32	12	1,155	236	6,256	426	42	1,610	61,061	85·2	4,856	1,45,427	44·6
District Courts other than Chief Courts of Districts. — Under ordinary procedure.	723	11,162	593	17	20	228	12,752	279	42	574	169	1,341	3,603	2,217	107	49	16	2,691	751	11,570	672	82	3,307	2,19,229	66·2	8,879	3,49,732	39·2
District Courts other than Chief Courts of Districts. — Under Small Cause Court powers.	229	2,622	...	...	2	25	2,868	140	1	129	13	338	753	729	20	...	...	544	74	2,888	125	5	618	27,845	45·1	1,965	65,117	33·1
Total	952	13,784	593	17	22	253	15,620	379	43	703	204	1,679	4,356	2,946	127	49	16	3,235	825	14,458	797	87	3,925	2,47,074	55·7	10,257	3,14,849	31·3
Chief Courts of Districts	27	29	257	3	...	10	326	178	4	12	4	16	21	19	4	2	...	60	30	167	31	21	87	10,765	123·7	82	4,012	48·9
Grand Total — 1888	1,910	28,971	1,293	44	32	424	30,670	1,293	81	1,722	476	3,565	8,990	5,766	237	91	30	5,430	1,458	27,767	1,622	219	7,010	4,14,846	59·2	20,757	6,59,016	31·7
Grand Total — 1887	2,831	24,401	2,690	74	12	536	30,622	2,690	3	1,630	448	3,293	7,953	5,010	254	66	12	5,533	1,470	26,012	1,919	208	7,120	5,32,012	74·8	18,989	6,90,233	36·3

Supplemental Statement showing the number of Civil Cases called up by the Deputy Commissioner for Inspection from the Subordinate Courts during the year 1888.

Class of Courts.	No. of cases called up including the balance of last year.	No. of cases transferred to Assistant Commissioners for inspection and report.	No. of cases inspected by the Deputy Commissioner himself.	Result of inspection.				No. of cases pending inspection at the close of the year.	Remarks.
				Cases in which procedure was found to be correct.	Cases in which errors pointed out and communicated to officers concerned.	No. of cases ordered to be admitted under the Government Notification No. 112-J., dated 19th July 1878.	Total.		
1	2	3	4	5	6	7	8	9	10
Akola	4	4	...	4	...	...	4	...	
Buldana ...	255	...	255	203	52	...	255	...	
Basim	512	...	512	367	145	...	512	...	
Amraoti ...	227	227	...	145	82	...	227	...	
Ellichpur ...	146	...	146	130	16	...	146	...	
Wun	300	150	150	238	62	...	300	...	
Total... 1888...	1,444	381	1,063	1,037	357	...	1,444	...	
Total... 1887...	1,648	213	1,365	1,150	428	...	1,578	70	

PROVINCIAL.

SUPPLEMENT TO JUDICIAL STATEMENT No. II—(CIVIL)—*Statement showing the general result of Civil Suits disposed of by each Officer in the several Courts of the Hyderabad Assigned Districts during the year 1888.*

PART I.—CIVIL SUITS.

No.	Name of Officer.	Designation.	Received otherwise. Pending from last year.	Instituted in the year.	Received for transfer from other Courts.	Remanded under Sec. 562, Act X of 1882.	Reviewed under Sec. 623.	Reviewed under Sections 69, 103, 138 or 571.	Total for disposal.	No. of suits disposed of. Transferred to other Courts.	Without trial. Plaint rejected or returned.	Dismissed for default or want of prosecution.	Withdrawn with leave.	Without contest. Compromised.	Decreed on confession.	Decreed ex-parte.	Dismissed ex-parte.	On reference to arbitration. For plaintiff.	For defendant.	With contest. Judgments for plaintiff in whole or part.	Judgment for defendant.	Total disposed of, omitting transfers.	Pending at the close of the year.	Of these, pending more than 3 months at the close of the year.	Average duration of suits. Contested. No. of cases (columns 19 to 23).	Aggregate No. of days occupied trial.	Average No. of days.	Uncontested. No. of cases (columns 12 to 18).	Aggregate No. of days occupied trial.	Average No. of days.
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31
	AKOLA DISTRICT.																													
1	Mr. Ardesir Dinshaji	Extra Assistant Commissioner	66	123	1	3		3	195	71		2	3	7	29	14	1			38	13	114			51	5,335	105	63	1,917	30·4
2	" Harbhamji	Attachd		97	63				170	100		2		8	19	7		1		22	7	79			27	3,272	121·2	28	1,291	46·1
3	" Govind Rao	Extra Assistant Commissioner		116	86				202			6	1	11	47	22	1			58	25	174	28	5	83	8,339	100·4	91	4,441	48·8
4	" Price	Do.		1					1	1																				
5	" Nizam-ud-din	Assistant Commissioner, Sub-Judge	16	16	26	1			35		3		2	2	5	2				19	2	27	5	4	13	2,335	179·6	14	818	58·4
6	" Ganesh Shrikrishna	Extra Assistant Commissioner, Sub-Judge		15				1	14	1		1			4					9	2	16			11	1,590	144·5	3	371	74·2
7	Captain Morris	Assistant Commissioner, dp.	60	32					92						7	14				14	2	44			16	2,480	155·0	28	2,245	80
8	Mr. C. A. W. Davies	Do. do.		39		1			40			1		1	3	16				16	5	42			22	3,310	150·4	19	1,841	96·8
9	" Manickcha	Extra Assistant Commissioner, do.		115		3	1	2	118	13			1	13	40	14		1		48	13	129	41	12	37	4,464	109·4	67	3,273	48·8
10	" Shrikrishna Narhar	Do. Telhara	98	2,078		2	1	2	2,179	1		24	17	224	747	538	15	1		483	113	2,163	16		527	40,102	76·1	1,463	58,650	35·6
11	" Do.	Do.		33	101		2	1	919			14	31	85	343	213	4			205	33	900	19		233	3,302	14·2	663	8,189	12·3
12	" Nizamuddin	Extra Asst. Commr. as S. C. Court Judge		33					129	85	1	1		3	7	3		1		8	6	31			14	1,781	127·2	17	750	44·1
13	" R. Obbard	Special Assistant Commissioner Do.	6	35	74	3		6	130	63	2	2	1	3	1	5	2			23	9	51	22	17	33	5,541	158·3	16	1,085	67·8
		Total	227	3,637	341	14	5	23	4,217	341	7	63	30	395	1,206	835	22	4		939	222	3,720	128	38	1,150	61,830	70·6	2,590	81,248	31·3
	BULDANA DISTRICT.																													
1	Mr. H. S. Nicholetts	Deputy Commissioner																												
2	Colonel H. C. A. Szczepanski	Do.		2					2																					
3	Mr. Waman Narain	Extra Assistant Commissioner, Malkapur		1					1		1												1	2				1	93	93
4	" Vishwanath Narain	Do. do. do.	72	916		2		2	1,002		1	12	4	82	413	246	9	1	1	154	27	850	67	14	189	15,288	80·9	767	17,809	23·2
5	" Ambadas Sante	Do. do. Mehkar		205				2	207	1		1		36	59	33		4	2	60	14	218			100	6,088	60·9	118	3,870	32·7
6	" Atmaram Bhikaji	Do. do. Buldana	1,9	2,408	1		1	22	2,432			51	62	422	991	474	1	6		549	74	2,628	4		433	7,675	17·7	1,995	21,701	10·8
7	" S. H. King	Do. do. do.	9	434		1		16	454	29	2	52	9	144	311	333	1			139	35	1,054	5		164	9,918	60·4	879	16,522	19
		Total	100	4,935	29	8	1	62	5,159	29	4	127	69	731	1,836	1,271	11	12	5	799	145	5,048	82	14	959	41,196	42·9	4,069	66,102	16·1
	BASIM DISTRICT.																													
1	Mr. H. B. Knowlys	Deputy Commissioner			12			1	13						1							12						12	480	40
2	Captain Morris	Officiating Deputy Commissioner										3		4	4		1					1						1	14	14
3	Pandit Suraj Narain	Assistant Commissioner		105	37		1	1	144		1	18	3	22	21	25	2	1		23	6	120	23	1	30	2,476	82·5	90	4,268	47·4
4	Mr. Vishwanath Narain	Extra Assistant Commissioner	63	108	1	4	1	7	175		1	3	5	19	15	25	1	3	2	34	15	120			34	4,410	81·1	76	2,589	51·8
5	Do.	Do.		226					226			4	4	15	49	13	1			18	3	100			21	309	14·7	79	1,315	16·6
6	Munshi Ajudhia Persad	As Judge, Small Cause Court	140	1,397	282	2	4	51	1,726			25	23	186	200	151	20	27	7	378	131	1,118	24	1	437	29,658	67·8	626	28,890	42
7	Kumar Shri Harbhamji Raoji	Extra Assistant Commissioner										32	4	78	96	86	17	1		101	19	438			191	4,477	27	317	9,010	30·2
8	Mr. Meer Hashmath Alli	Attachd										2		3	10	4	1			4	1	25			5	203	40·6	26	743	28·2
9	Do.	Do.		438	168			2	608			35	6	74	127	44	5	4		98	33	444	31	3	93	3,200	37·2	351	12,[illegible]	34·4
10	" Krishnaji Anant	Tahsildar, Pusad	26	738		2		14	779			70	5	51	96	1				36	8	269	27		44	1,8[illegible]	41·[illegible]	165	4,6[illegible]	28·4
11	" Balaji Rajaram	Officiating Tahsildar, Pusad										24	1	20	21	4				7	6	83			13	[illegible]	[illegible]	90	1,437	20·5
12	" Sadashivrao Sarjiji	Do. do. Mangrul		28	17			1	301			7		18	44	11				17	3	100	27	9	20	1,1[illegible]	[illegible]	80	2,46[illegible]	30·8
13	" Govind [illegible]	Do. do. do.										21	1	27	52	18	2			22	2	145			21	676	[illegible]	121	2,[illegible]	24·6
		Total	[illegible]	2,751	1,[illegible]	[illegible]	[illegible]	72	3,881	515	[illegible]	[illegible]	57	512	672	352	25	[illegible]	9	690	217	2,926	142	14	82[illegible]	50,9[illegible]	59	2,064	72,459	35·1

	AKOLA DISTRICT.																																							
1	Captain W. Hastings ...	Special Assistant Commissioner ...	...	20	8	70	...	...	1	99	1	...	6	1	5	6	8	1	...	...	14	16	58	...	...	30	1,411	47·1	26	1,021	39·2
2	Mr. A. Elliott ...	Do.	...								23	...	...	...	3	2	2	...	1	...	2	2	13	3	2	8	225	12·5	9	67	45·5
3	,, C. A. W. Davies ...	Do.	...								68	4	47	8	21	24	77	15	...	1	141	52	494	77	22	194	19,123	98·5	210	8,622	41·
4	,, Eduji Symaji ...	Assistant Commissioner ...	...								1	1	27	5	15	22	15	3	2	...	43	21	161	...	...	63	7,566	118·4	96	4,974	51·8
5	,, B. MacGill ...	Extra Assistant Commissioner	...									8	11	5	8	21	13	2	1	...	73	23	183	...	...	97	6,499	67	68	2,441	37
6	Captain R. V. Garrett ...	Assistant Commissioner ...	...	154	646	24	3	1	75	906		2	4	2	8	2	5	...	...	...	16	3	31	...	...	18	1,060	58·7	16	610	33·8
7	Mr. S. B. King ...	Extra Assistant Commissioner	...									2	6	2	8	26	22	10	5	...	56	9	138	...	...	65	10,043	154·5	71	4,292	60·4
8	,, Yasin Khan ...	Assistant Commissioner ...	...									2	6	...	2	3	5	1	...	...	5	...	17	42	24	5	767	153·4	12	490	40·8
9	,, G. S. Khaparde ...	Extra Assistant Commissioner	...	55	128	4	3	...	4	195	...	...	11	...	2	3	8	1	...	...	26	6	109	...	...	45	2,914	64·8	124	3,244	65·4
10	,, Safdar Alli ...	Do. do.	...	...	287	...	2	...	...	289	...	...	21	4	17	31	85	6	...	...	32	48	257	...	...	130	7,757	59·6	257	11,798	44·1
11	,, Garrett ...	Assistant Commissioner ...	...	84	993	1	2	...	7	937	...	1	57	6	32	92	53	25	...	...	88	46	300	279	39	245	17,892	73	564	28,161	49·9
12	,, A. D. Chinoy ...	Extra Assistant Commissioner	...	...	1,077	...	1	...	7	1,085	...	...	78	15	68	202	150	21	...	1	158	46																
	SMALL CAUSE COURT, BADNERA.																																							
13	Mr. Yasin Khan ...	Assistant Commissioner ...	...																																					
14	,, G. S. Khaparde ...	Extra Assistant Commissioner	...	238	1,463	...	...	...	24	1,713	4	1	88	5	124	302	439	15	...	...	234	92	1,320	...	...	266	17,859	67·9	1,054	48,433	45·9
												1	18	3	46	58	63	2	...	...	77	16	283	106	5	93	6,345	67·1	190	7,305	37·9
		Total ...		539	3,753	99	11	1	119	4,564	98	20	363	54	488	948	885	105	9	2	963	268	3,982	504	93	1,325	100,816	90·4	2,707	126,982	46·9
	ELLICHPUR DISTRICT.																																							
1	Colonel K. J. L. Mackenzie ...	Deputy Commissioner ...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
2	Mr. E. Ohbard ...	Officiating Deputy Commissioner	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
3	Captain J. G. Morris ...	Do.	...	...	...	1	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
4	Mr. H. S. Nicholetts ...	Deputy Commissioner ...	...	...	...	1	...	...	...	2	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
5	Lieutenant R. O. C. Davies	Assistant Commissioner	...	...	...	...	...	...	5	387	201	4	19	...	17	68	34	...	...	...	22	3	186	...	...	24	1,458	59·4	162	10,561	55·2
6	Mr. Hydarali Khan ...	Attaché ...	...	173	1,458	2	...	2	7	1,674	...	...	34	15	164	840	119	...	...	...	198	76	1,550	194	11	288	10,890	40·4	1,283	36,342	28·3
7	,, Keshavao Jaikrishna ...	Extra Assistant Commissioner	...	87	1,322	251	...	2	1	12	1,675	...	2	7	38	29	110	654	251	11	...	...	1	310	152	1,531	92	11	433	32,619	75·2	1,098	35,758	36·2
8	,, M. B. Dastur ...	Do	...	5	...	...	...	...	...	2	...	...	1	...	...	...	1	...	...	...	...	...	2	...	...	2	...	...	2	54	19·3
9	,, Ahmad Ali ...	Tahsildar, Melghat ...	...	...	63	...	...	...	...	63	...	...	10	...	16	18	1	...	...	...	8	5	59	4	1	14	477	34·1	45	1,063	21·6
		Total ...		265	3,258	253	2	4	24	3,753	203	11	100	54	307	1,000	506	18	...	1	525	215	3,128	229	24	730	45,364	61·4	2,589	87,987	34
	WUN DISTRICT.																																							
1	Colonel H. de P. Renwick ...	Deputy Commissioner	...	1	...	...	...	...	...	1	...	...	...	...	...	...	...	...	...	...	...	...	1	...	...	1	377	37·7			
2	Mr. Deorao Jaikrishna ...	Extra Assistant Commissioner	...	60	2,051	113	2	11	42	2,279	...	10	152	13	148	455	377	15	1	...	588	105	1,548	...	...	474	31,400	66·2	1,675	42,836	59·9
3	,, Vishwanath Narain	Do.	...	...	...	...	...	...	...	...	...	2	67	6	38	88	65	2	1	...	94	24	377	150	10	109	4,849	44·5	258	11,743	43·8
4	,, Vishwanadam ...	Do.	...	...	...	...	...	...	...	...	...	1	34	...	50	63	30	1	...	...	40	8	194			48	1,923	40·5	146	2,058	14·
5	,, Rustamji Furdoonji	Honorary Attaché,	...	...	...	...	...	...	...	...	...	...	...	...	...	7	6	...	...	...	...	...	...	...	...	...	...	...	9	204	22·6
6	,, Yeshwant Mahadeo	Tahsildar, Wun ...	...	25	337	...	...	...	13	375	...	2	50	1	32	94	37	6	1	...	25	7	257	...	...	33	2,615	78·3	324	12,734	61·2
7	,, Shahashan ...	Do. do.	...	...	72	...	...	...	1	73	74	...	10	...	18	23	14	5	...	...	23	14	117	...	...	37	4,836	13·4	95	7,463	58·3
8	,, Sadashiv Bhaskar ...	Do. Kelapur	...	18	154	...	...	...	1	173	35	...	46	...	12	44	19	2	...	...	8	3	156	...	...	11	912	83	145	6,632	45·7
9	,, Gopal Balwant ...	Officiating Tahsildar, Kelapur	...	...	97	...	...	...	...	97	...	3	10	...	11	19	15	...	...	...	18	2	78	...	...	17	1,125	66·2	58	2,560	44·1
		Total ...		104	2,711	113	2	11	57	2,908	113	18	375	20	277	630	459	38	3	...	563	164	2,735	150	10	730	47,787	65·4	2,005	86,924	43·4
	SMALL CAUSE COURT, AKOLA.																																							
1	Mr. Moulvi Mahomad Nizamuddin.	Judge Small Cause Court ...	...	118	1,033	...	...	2	7	1,160	...	1	60	2	123	289	157	4	...	...	316	51	1,040	109	...	367	9,785	26·7	675	16,382	24·3
2	,, G. S. Khaparde ...	Do.	...	...	694	...	...	1	1	696	...	11	27	7	107	231	133	2	...	...	168	27	713	...	...	192	6,089	31·1	518	15,871	30·6
		Total ...		118	1,727	...	...	3	8	1,856	...	12	87	15	232	519	290	6	...	...	484	78	1,753	109	...	559	15,864	28·2	1,191	32,253	27·1
	SMALL CAUSE COURT, KHANGAON.																																							
1	Captain J. G. Morris ...	Judge ...	...	151	159	...	...	...	1	332	...	...	...	1	30	44	41	...	...	1	36	2	186	173	...	48	2,449	55·7	116	5,121	44·1
2	Mr. C. A. W. Davies ...	Do.	...	172	187	...	...	...	...	359	...	...	1	5	35	76	41	...	1	...	69	11	233	150	...	81	4,495	55·5	158	6,926	43·9
3	,, Manickeba Rattanji ...	Do.	...	129	580	...	...	1	2	712	...	1	9	...	89	178	123	...	2	...	166	18	556	117	6	184	7,276	39·5	609	15,611	38·8
		Total ...		151	917	...	...	1	3	1,103	...	1	10	6	154	298	207	...	3	1	271	34	975	117	6	309	14,220	46	676	27,658	40·9
	SMALL CAUSE COURT, AMRAOTI.																																							
1	Mr. Purshottam Rao Narain ...	Judge ...	...	189	3,248	...	2	...	27	3,461	1	2	205	51	328	1,116	901	...	28	13	233	112	3,291	169	20	435	16,869	38·8	2,856	77,571	27·2
		Total ...		189	3,248	...	2	...	27	3,461	1	2	205	51	328	1,116	901	...	28	13	233	112	3,291	169	20	435	16,869	38·8	2,856	77,571	27·2
	Grand Total.	1888		1,919	25,574	1,226	44	22	484	29,691	1,298	81	1,722	276	2,383	8,950	5,708	237	91	20	5,436	1,455	27,977	1,626	219	7,019	414,866	59·2	257	659,014	31·7
		1887		2,824	24,491	2,690	74	12	356	30,627	2,690	83	1,836	449	3,293	7,932	5,010	264	62	14	5,985	1,470	26,018	1,819	208	7,128	532,019	74·6	18,989	680,233	36·5

PROVINCIAL.

JUDICIAL STATEMENT No. II.—(CIVIL)—*Statement showing the general result of the trial of Miscellaneous Cases in the several Courts of the Hyderabad Assigned Districts during the year 1888.*

PART II.—MISCELLANEOUS CASES—(JUDICIAL).

Class of Courts.	Suits remaining from last year.	Instituted in the year.	Received otherwise.				Total for disposal.	Transferred to other Courts.	Disposed of											Total of columns 10 to 20, i. e., disposed of, omitting transfers.	Pending at the close of year	No. of cases pending more than three months at the close of the year.	Average duration of cases in column 21.	
			Received by transfer from other Courts.	Remanded under Section 562, Act XIV of 1882.	Reviewed under Section 626.	Revived under Sections 99, 103, 108.			Without trial.			Without contest.				On reference to arbitration.		With contest.					Aggregate No. of days occupied in trial.	Average No. of days.
									Applications rejected or returned.	Dismissed for default or want of prosecution.	Withdrawn with leave.	Compromised.	Decreed on confession.	Decreed *ex parte*.	Dismissed *ex parte*.	For plaintiff.	For defendant.	Judgment for plaintiff in whole or part.	Judgment for defendant.					
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25
Unpaid Tribunals	...	...	...	...	...	...	...	...	...	...	..	...	...	...	...	...	...	...	...	...	...	...	..	...
Paid Subdivisional Tribunals. — Under ordinary procedure ...	58	870	32	1	...	7	968	41	123	129	...	17	189	134	17	...	...	115	118	842	122	23	30,619	36·4
Paid Subdivisional Tribunals. — Under Small Cause Court powers ...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...
Small Cause Courts. — As Small Cause Court Judges ...	25	314	...	...	9	24	372	...	33	69	3	30	25	17	[illegible]	...	...	117	60	356	16	...	14,503	41·6
Small Cause Courts. — Under powers of Subordinate Judge ...	22	99	1	...	1	6	129	3	18	11	...	6	11	10	1	...	...	38	13	108	18	2	7,185	66·5
District Courts other than Chief Courts of Districts	137	1,977	20	1	...	15	2,150	10	244	155	8	34	349	282	73	...	1	472	351	1,969	134	2	68,548	34·8
Chief Courts of Districts ..	8	148	19	...	...	2	177	19	15	13	...	2	8	36	6	...	...	35	24	139	19	6	6,752	48·6
Total ... 1888 ...	250	3,408	72	2	10	54	3,796	73	433	377	11	89	582	479	99	...	1	777	566	3,414	309	33	127,907	37·5
Total ... 1887 ..	484	2,995	190	1	12	108	3,790	190	468	414	7	70	559	559	101	...	2	745	425	3,350	250	21	178,364	53·2

PROVINCIAL.

JUDICIAL STATEMENT No. II-A.—(CIVIL)—*Statement showing in detail further particulars and distribution of Civil Works in the several Courts of the Hyderabad Assigned Districts during the year 1888.*

Number.	Courts.	For disposal. Suits remaining from last year.	Instituted during the year.	Received otherwise as referred to in Provincial Judicial Statement No. II, Parts I and II.	Total.	Disposed of. Total No. of suits decided during the year exclusive of cases transferred to other Courts.	Percentage of cases. Rejected or returned.	Dismissed for default.	Withdrawn with leave.	Compromised.	Decreed on confession.	Decreed ex parte.	Dismissed ex parte.	By arbitration.	Contested and decided in favour of plaintiff.	Contested and decided in favour of defendant.	Contested cases in favour of plaintiff to the number contested.	Average duration. In contested cases.	In uncontested cases.	Number decided by European Judges.	Number decided by Native Judges.	Average number decided by officers of each class.	Remarks.
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24
1	Akola	227	2,691	380	3,298	2,839	·2	1·7	1	9·9	32·5	21·6	·7	·1	25·6	6·7	79·5	85·3	38·1	137	2,702	288·9	
2	Buldana	100	4,935	124	5,159	5,048	...	2·5	1·8	14·5	36·8	25·2	·2	·3	15·8	2·9	84·4	42·9	16·1	418	4,630	1009·6	
3	Basim	229	2,515	601	3,345	2,826	·2	13·4	1·9	17·6	22·4	13	·7	1·6	20·6	7·6	69·7	60·1	35·8	13	2,813	353·2	
4	Amraoti	313	2,332	206	2,851	2,359	·8	10·9	1·9	8·1	20·1	16·6	3·6	·2	28·1	9·7	74·3	81	48·7	817	1,542	235·9	
5	Ellichpur	262	3,258	233	3,753	3,328	·3	3	1·6	9·3	48·1	15·2	·3	...	15·7	6·5	70·9	61·4	34	186	3,142	665·6	
6	Wun	104	2,711	183	2,998	2,735	·6	13·7	·7	10·2	30	16·8	1·3	·1	20·6	6	77·5	65·4	43·3	1	2,734	39·7	
	Total ...	1,235	18,442	1,727	21,404	19,135	·3	6·8	1·5	11·9	33	18·9	1·1	·4	20·1	6	76·9	66·8	32·4	1,572	17,563	425·2	
	Small Cause Courts.																						
1	Akola	118	1,727	11	1,856	1,753	·7	4·9	·9	13·2	29·6	18·3	·3	...	27·6	4·5	86·1	28·2	27·1	..	1,753	1753	
2	Khamgaon	151	947	4	1,102	985	·1	1	·6	15·6	50·3	21	..	·4	27·5	3·5	88·7	46	40·9	399	586	985	
3	Amraoti	189	3,243	29	3,461	3,291	·06	6·32	1·55	17·56	33·91	27·33	...	1·22	8·6	3·4	71·4	38·8	27·2	...	3,291	3291	
4	Basim		236	...	236	100	...	4	4	15	42	13	1	...	18	3	85·7	14·7	16·6	..	100	100	
5	Badnera	226	1,463	24	1,713	1,603	·1	6·9	·5	14·9	23	31·3	·9	...	20	2·4	89·4	67·5	44·7	...	1,603	16·3	
6	Telhara	...	916	3	919	900	...	1·6	·3	9.4	35·1	23·7	·4	...	22·8	3·7	66·1	13·9	12·3	...	900	900	
	Total 1888 ...	684	8,532	71	9,287	8,632	·2	5	1	15	31·2	24·9	·3	·5	18·4	3·5	83·8	38·8	30·2	399	8,233	1438·6	
	Grand Total ... 1888 ...	1,919	26,974	1,79	30,691	27,767	·3	6·2	1·4	12·9	32·4	20·7	·9	·4	19·6	5·2	76·8	59·1	31·2	1,971	25,796	544·4	
	Grand Total ... 1887 ...	2,834	24,491	3,302	30,627	26,018	·3	7·1	1·7	12·7	30·6	19·2	1	·3	21·5	5·6	79·2	74·6	36·5	1,629	24,389	490·9	

PROVINCIAL.

JUDICIAL STATEMENT No. III.—(CIVIL.)—*Statement showing the business of the Civil Appellate Courts in the Hyderabad Assigned Districts in the year 1888.*

PART I.—APPEALS FROM DECREES.

Class of Courts.	Appeals remaining from last year.	Instituted in the year.	Otherwise received. Received by transfer from other Courts.	Revived under Section 628, Act XIV of 1882.	Remands under Section 562.	Revivals under Sections 558, 560.	Total for disposal.	Transferred to other Courts.	Decisions confirmed, Section 551.	Dismissed for default, Sections 556, 557, or otherwise not prosecuted.	Heard *ex parte*. Confirmed.	Modified.	Reversed.	Remanded under Section 562.	Contested. Confirmed.	Modified.	Reversed.	Remanded under Section 562.	Total disposed of, omitting transfers.	Pending.	Of these, pending more than three months.	Aggregate No. of days the appeals were pending.	Average No. of days pending.	Objections under Section 561, Act XIV of 1882.
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25
APPEALS FROM ORIGINAL DECREES.																								
Chief Appellate Courts of Districts.																								
Akola	6	42	...	...	1	...	49	...	8	3	...	...	...	...	12	7	7	6	43	6	...	1,477	34·3	...
Buldana	2	38	...	...	...	...	40	...	11	...	1	...	...	...	12	1	10	4	39	1	...	1,110	28.5	...
Basim	...	5	...	...	1	...	6	...	...	...	...	...	...	1	3	...	1	1	6	...	...	283	47·1	...
Amraoti	23	113	...	...	...	2	138	...	47	3	2	2	2	1	36	10	20	5	128	10	1	7,682	60	...
Ellichpur	..	7	...	...	...	...	7	...	2	...	...	...	...	...	3	1	1	...	7	...	...	457	65·3	...
Wun	4	22	...	...	...	...	26	...	13	1	...	...	...	...	2	4	6	...	26	...	...	640	24·6	...
Total ...	35	227	...	...	2	2	266	...	81	7	3	2	2	2	68	23	45	16	249	17	1	11,649	46·8	...
Judicial Commissioner's Court.																								
Appeals from original decrees ...	193	451	...	...	...	...	644	...	59	5	2	2	1	...	22	12	20	8	131	513	394	38,756	295·8	...
Appeals from appellate decrees	37	53	...	...	...	...	90	...	6	...	...	...	...	...	3	1	9	1	20	70	60	6,025	301·2	...
Total ...	230	504	...	...	...	...	734	...	65	5	2	2	1	...	25	13	29	9	151	583	454	44,781	296·6	...
Grand Total 1888 ...	265	731	...	...	2	2	1,000	...	146	12	5	4	3	2	93	36	74	25	400	600	455	56,430	141·1	...
Grand Total 1887 ...	126	754	74	...	4	13	971	74	223	28	9	3	11	3	145	35	116	59	632	265	121	58,568	92·7	1

PROVINCIAL.

JUDICIAL STATEMENT No. III.—(CIVIL)—*Statement showing the business of the Civil Appellate Courts in the Hyderabad Assigned Districts during the year* 1888.

PART II.—MISCELLANEOUS CASES BEFORE APPELLATE COURTS.

Class of Courts.	Appeals remaining from last year.	Instituted in the year.	Otherwise received.				Total for disposal.	Transferred to other Courts.	Decisions confirmed. Section 561.	Dismissed for default, or otherwise not prosecuted.	Heard *ex parte*.				Contested.				Total disposed of, omitting transfers.	Pending.	Of those, pending more than three months.	Average duration of appeals in column 20.		Objections under Section 561, Act XIV 1882.	Remarks.
			Received by transfer from other Courts.	Reviews under Sec. 626, Act XIV of 1882.	Remands under Section 562.	Restored to file under Sections 559, 560.					Rejected.	Modified.	Decreed or granted.	Remanded under Section 562.	Rejected.	Modified.	Decreed or granted.	Remanded under Section 562.				Aggregate No. of days the appeals were pending.	Average No. of days pending.		
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26
APPEALS FROM ORIGINAL DECREES.																									
Chief Appellate Courts of Districts.																									
Akola ...	...	4	...	...	...	...	4	...	2	...	...	...	...	...	1	...	...	1	4	...	...	73	18·2	...	
Buldana ...	...	3	...	...	1	...	4	...	1	...	...	...	...	...	...	...	2	1	4	...	...	189	47·2	...	
Basim ...	...	1	...	...	...	...	1	...	...	...	...	...	...	...	...	...	1	...	1	...	...	34	34	...	
Amraoti ...	2	11	...	...	...	...	13	...	5	...	...	...	3	...	2	...	1	...	11	2	...	693	63	...	
Ellichpur .	...	1	...	...	...	...	1	...	...	...	...	...	...	1	...	...	...	...	1	...	...	59	59	...	
Wun ...	...	2	...	...	...	...	2	...	...	1	...	...	...	...	...	...	...	...	1	1	...	43	43	...	
Total ...	2	22	...	...	1	...	25	...	8	1	...	...	3	1	3	...	4	2	22	3	...	1,091	49·6	...	
Judicial Commissioner's Court.																									
Appeals from Original Decrees. Appeals from Appellate Decrees.	63	108	...	...	...	...	171	...	9	7	9	...	2	2	8	4	9	11	61	110	76	12,295	201·6	...	
Grand Total 1888 ...	65	130	...	...	1	...	196	...	17	8	9	...	5	3	11	4	13	13	83	113	76	13,386	161·2	...	
Grand Total 1887 ...	14	185	8	...	...	2	159	8	36	8	...	...	7	2	12	1	8	12	86	65	33	8,743	101·7	...	

PROVINCIAL.

JUDICIAL STATEMENT No. III-A.—(CIVIL)—*Statement showing the value and cost of Appeals decided by the several Appellate Courts in the Hyderabad Assigned Districts during the year 1888.*

No.	Districts.	Total number disposed of and value.		Aggregate costs of appeals.			Average cost of appeals.			Percentage of costs to value of suits.			Average value of appeals.	Remarks.
		Appeals.	Value.	Necessary.	Voluntary.	Total.	Necessary.	Voluntary.	Total.	Necessary.	Voluntary.	Total.		
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
	Appeals from Original decrees of which value can be fixed.		Rs. a. p.	Rs. a. p.	Rs. a. p.	Rs. a. p.	Rs. a. p.	Rs. a. p.	Rs. a. p.	Rs. a. p.	Rs. a. p.	Rs. a. p.	Rs. a. p.	
1	Akola													
2	Buldana	49	5,281 9 0	603 13 0	273 2 10	876 15 10	15 1 6	6 13 3	21 14 9	11 6 11	5 2 9	16 9 8	128 6 10	1
3	Basim	34	5,685 9 3	550 5 6	136 13 0	687 2 6	16 2 11	4 0 8	20 3 4	9 11 4	2 6 9	12 2 1	166 10 2	...
4	Amraoti	6	637 8 0	187 9 0	29 1 0	216 10 0	31 4 8	4 13 0	36 1 8	29 6 8	4 8 11	33 15 8	127 8 0	1
5	Ellichpur	111	13,161 15 1	1,314 15 6	574 1 6	2,089 1 0	11 10 4	5 2 9	18 13 1	11 8 2	4 5 10	15 14 0	131 12 11	3
6	Wun	7	424 14 6	53 2 0	8 5 0	61 7 0	7 9 5	1 3 0	8 12 5	12 8 0	1 15 4	14 7 4	60 11 2	...
	Total ...	26	2,772 15 10	298 4 0	115 3 6	413 7 6	11 7 7	4 6 10	15 14 5	10 12 1	4 3 6	14 14 7	106 10 8	...
		224	27,944 5 8	3,208 6 6	1,136 11 0	4,344 11 6	14 10 4	5 3 1	19 13 5	11 7 8	4 1 1	15 8 9	127 9 7	
	Appeals of which value cannot be fixed.													
1	Akola	2	...	41 0 0	18 1 5	59 1 5	13 10 8	6 0 7	19 11 3	...	...	...	...	...
2	Buldana	5	...	89 7 0	43 8 0	132 15 0	17 14 2	8 11 2	26 9 4	...	...	...	...	...
3	Basim	...	...	...	...	...	...	...	...	...	...	...	...	...
4	Amraoti	17	...	268 4 0	115 13 9	383 1 9	15 12 6	6 11 1	22 7 7	...	...	...	...	...
5	Ellichpur	...	...	...	...	...	...	...	...	...	...	...	...	...
6	Wun	...	...	...	...	...	...	...	...	...	...	...	...	...
	Total ...	25		398 11 0	175 6 11	574 1 11	15 15 2	7 0 8	22 15 5	...	...	...	...	...
	Miscellaneous Appeals.													
1	Akola	4	...	13 0 9	1 10 0	14 10 9	3 4 2	0 6 6	3 10 8	...	...	...	...	...
2	Buldana	4	...	18 6 0	47 8 0	65 14 0	4 9 6	11 14 0	16 7 6	...	...	...	...	...
3	Basim	1	...	0 12 6	0 8 0	1 4 0	0 12 6	0 8 0	1 4 0	...	...	...	...	...
4	Amraoti	11	...	19 6 0	3 8 0	22 14 0	1 12 3	0 5 1	2 1 3	...	...	...	...	...
5	Ellichpur	1	...	1 9 0	...	1 9 0	1 9 0	...	1 9 0	...	...	...	...	...
6	Wun	1	...	1 12 0	...	1 12 0	1 12 0	...	1 12 0	...	...	...	...	...
	Total ...	23	...	54 13 9	53 2 0	107 15 9	2 7 11	2 6 7	4 14 6	...	...	...	...	...
1	Judicial Commissioner's appeals from original decrees of which value can be fixed ...	121	2,83,767 11 7	4,281 3 11	2,688 15 9	6,970 3 8	35 6 1	22 3 7	57 9 8	1 12	1 1 7	2 13 8	2,083 16 6	
2	Appeals of which value cannot be fixed ...	10	...	134 9 0	14 8 0	149 1 0	13 7 4	1 7 8	14 14 6	...	...	...	...	...
3	Appeals of appellate decrees of which value can be fixed ...	16	3,008 12 7	338 12 0	143 9 8	482 5 8	18 13 1	7 15 6	26 12 9	11 4 5	4 12 0	16 0 11	166 13 4	...
4	Appeals of which value cannot be fixed ...	2	...	35 9 0	15 0 0	50 9 0	17 12 6	7 8 0	25 4 6	...	...	...	...	...
5	Miscellaneous appeals ...	53		202 1 0	34 7 2	236 8 2	3 13 0	0 10 5	4 7 5	...	...	...	...	...
	Total ...	204	2,86,791 8 2	4,992 2 11	2,896 8 7	7,888 11 6	24 7 7	14 3 2	38 10 9	2 0 4	1 2 10	3 3 2	1,209 12 2	
	Grand Total ... 1888	475	2,74,735 13 10	8,653 12 2	4,261 12 6	12,915 8 8	18 3 6	8 15 7	27 3 1	3 8 5	1 8 10	4 11 3	589 9 0	9
	Grand Total ... 1887	718	1,71,622 3 6	11,489 13 6	6,654 6 6	18,143 10 0	16 0 0	9 4 4	25 4 4	6 11 1	3 14 1	10 9 2	313 2 10	13

Supplemental Statement showing the value and costs of Appeals decided in the Hyderabad Assigned Districts during the year 1888.

Value of appeals.	No. of suits disposed of.	Aggregate value of appeals.	Aggregate cost of appeals.	Average value of appeals.	Average cost of appeals.	Percentage of costs to value.	Remarks.
1	2	3	4	5	6	7	8
		Rs. a. p.	Rs. a. p.	Rs. a. p.	Rs. a. p.	Rs. a. p.	
Not exceeding Rupees 10 ...	8	58 13 5	65 1 5	7 5 8	8 2 2	110 10 0	...
Do. 50 ...	87	2,687 9 8	610 11 11	30 1 5	7 0 4	22 11 7	1
Do. 100 ...	78	6,054 8 11	1,027 11 6	77 10 0	13 2 10	16 15 7	...
Do. 500 ...	158	35,796 13 3	4,852 3 11	233 15 7	30 11 4	13 8 11	5
Do. 1,000 ...	19	12,315 6 3	1,459 2 1	769 11 5	76 12 9	11 13 0	3
Exceeding Rupees 1,000 ...	13	2,17,822 10 4	3,782 6 0	16,755 9 5	290 15 3	1 11 9	...
Total ...	363	2,74,675 13 10	11,797 4 10	780 5 3	32 8 0	4 4 8	9
Suits of which value cannot be fixed ...	37	...	773 11 11	...	20 14 7	...	...
Miscellaneous appeals ...	75	...	344 7 11	...	4 9 6	...	...
Total ... 1888 ...	475	2,74,735 13 10	12,915 8 8	589 9 0	27 3 1	4 11 3	9
Total ... 1887 ...	718	1,71,622 3 6	18,143 10 0	313 2 10	25 4 4	10 9 2	13

NOTE.—Miscellaneous cases (Judicial) have been omitted from this Statement.

PROVINCIAL.

Judicial Statement No. IV.—(Civil)—*Statement showing the result of proceedings on applications for the execution of decrees in the Hyderabad Assigned Districts during the year 1888.*

Class of Courts.	No. of applications dealt with.					Applications disposed of.							Details of entries in column 9.					Amount realised.		No. of applications													Remarks.
		Filed.				Transferred														On which judgment debtor was imprisoned.	On which he was arrested under Section 339, but released without imprisonment.	On which moveable property		On which immoveable property				On which possession was given				Note the No. of entries in columns 4 and 6 where the decrees have been transferred from or to another district or province.
	Pending at the end of 1887.	The decrees being those of the Courts where execution is taken out.	The decrees being those of other Courts transferred for execution.	Restored to the file for any cause.	Total.	To another Court under Section 232.	To the Collector under Section 230.	Wholly or partly satisfied.	Wholly infructuous.	Total.	Pending at the end of 1888.	No. of applications pending more than three months at the close of the year.	Satisfaction obtained in full.	Satisfaction obtained in part.	Satisfaction obtained through the Court.	Adjusted under Section 258.	Satisfaction obtained with the issue of process.	Satisfaction obtained without the issue of process.	With the issue of process.	Without the issue of process.			Was sold.	Was attached, but subsequently released under Section 272.	Was sold.	Was attached, but subsequently released under Section 272.	On which specific performance was enforced.	Of moveable, Section 259.	Of immoveable, Sections 263 and 264.	On which partition was effected.	On which execution was effected otherwise than in the preceding columns.	
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34
																			Rs. a. p.	Rs. a. p.													
Courts in the Interior.																																	
Civil Courts.																																	
Full Subdivisional Tribunals. — Under ordinary procedure	1,031	5,490	665	1	7,177	642	142	2,022	3,473	6,230	1,208	814	1,217	205	1,573	646	3,274	48	62,808 11 3	2,363 13 9	42	46	316	245	385	6	298	...	42	145	6	310	
Under Small Cause Court powers	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	
Small Cause Courts. — As Small Cause Court Judges	712	5,438	36	6	6,192	...	...	1,870	3,576	5,445	748	61	799	1,071	617	1,353	1,816	52	17,745 4 7	622 4 10	34	68	206	128	...	...	...	...	1	...	...	141	
Under powers of Subordinate Judge	291	341	63	3	658	22	51	200	258	534	164	82	96	104	130	70	199	1	8,098 5 8	140 0 0	...	4	14	6	74	...	42	3	...	18	1	23	
District Courts and other Chief Courts of Districts. — Under ordinary procedure	3,160	11,825	988	11	15,980	10	540	4,450	7,795	12,795	2,876	948	2,170	2,280	2,243	1,169	4,234	116	1,76,815 4 10	18,523 4 6	122	55	604	446	1,072	6	709	9	18	354	27	886	
Under Small Cause Court powers	55	837	...	...	892	2	...	327	415	744	248	74	154	173	114	312	321	6	11,133 10 5	829 11 9	5	4	58	48	...	...	...	...	...	...	...	257	
Chief Court of District	18	91	269	1	329	188	14	44	89	335	48	34	24	20	27	17	88	12	5,900 7 4	...	1	...	4	...	5	...	7	...	...	6	...	10	
Total — 1888	5,268	24,112	2,017	22	31,429	870	747	8,913	15,601	26,131	5,298	1,512	4,460	4,453	5,604	3,309	8,678	235	2,81,899 13 1	16,980 1 9	205	177	1,592	882	1,595	12	1,054	12	21	523	34	1,619	
Total — 1887	5,775	20,692	2,956	10	29,436	2,613	749	7,254	13,848	24,164	5,270	1,756	3,984	3,530	4,633	2,961	7,374	180	3,13,900 4 8	13,179 7 11	198	215	1,376	902	1,625	69	745	6	7	486	22	1,120	

PROVINCIAL.

Judicial Statement No. V.—(Civil)—*Proceedings in Insolvency under Chapter XX of Act XIV of 1882 in the Hyderabad Assigned Districts during the year* 1888.

Part I.—Showing the number and result of applications under Section 344 and the number of Insolvents before the Court.

Class of Courts.	Applications for a declaration of insolvency.															Persons declared to be insolvents.									
	No. of applications dealt with.						Applications disposed of.									No. of insolvents before the Court.				Disposed of.					
		Filed during the year.							Granted.		Rejected.											Discharged			
		By judgment debtors.																							
	Pending at the close of previous year.	Under arrest or imprisonment.	Not under arrest or imprisonment.	By decree-holders.	Received by transfer.	Total.	Transferred.	Withdrawn or otherwise not prosecuted.	A receiver being appointed.	A receiver not being appointed.	Penal proceedings under Section 359 not being taken	Sentence of imprisonment being passed under Section 359.	Applicant being sent to the Magistrate to be dealt with	Total.	Pending at the close of the year.	Remaining at the close of the previous year.	Declared to be insolvents during the year.	Received by transfer.	Total.	Transferred.	Died.	Under Section 351.	Under Section 356.	Remaining at the close of the year.	Remarks.
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26
Courts other than Chief Courts of Districts ...	6	21	...	...	...	27	...	15	...	5	4	1	...	25	2	3	13	...	16	...	...	14	1	1	
Specially empowered ...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	...	
Chief Courts of Districts...	1	16	...	...	...	17	...	5	2	...	6	...	...	13	4	2	4	...	6	...	...	5	1	...	
Superior Courts ...	...	...	...	...	...	...	...	...	...	...	..	...	...	...	...	...	...	...	...	...	...	...	...	...	
Total ... 1888 ...	7	37	...	...	...	44	...	20	2	5	10	1	...	38	6	5	17		22	...	...	19	2	1	
Total ... 1887 ...	12	38	2	...	...	52	1	22	3	11	8	...	...	45	7	3	17	...	20	...	...	15	2	3	

PROVINCIAL.

STATEMENT No. V.—(CIVIL)—*Proceedings in Insolvency under Chapter XX of Act XIV of 1882 in the Hyderabad Assigned Districts during the year 1888.*

PART II.—*Showing the number of Estates in the hands of Receivers and the progress made in winding them up.*

Name of Court.	No. of insolvents' estates in the hands of receivers.				Amount of creditors' claims dealt with during the year.					Amount of insolvents' assets realized and outstanding.				Remarks.
	Pending at the close of the previous year.	Placed in charge of a receiver during the year.	No. of estates in regard to which proceedings were finally closed during the year.	Pending at the close of the year.	Unsatisfied and pending at the close of the previous year.	Admitted.	Disallowed	Satisfied.	Unsatisfied and pending at the close of the year.	Amount of realized assets in the hands of receivers at the close of the previous year.	Gross amount realized during the year.	Total amount of disbursements.	Amount remaining in the hands of receivers at the close of the year.	
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
					Rs. a. p.	Rs. a. p.		Rs. a. p.	Rs. a. p.	Rs. a. p.	Rs. a. p	Rs. a. p.	Rs. a. p.	
Courts other than Chief Courts of Districts specially empowered ...	7	...	...	7	34,358 15 5	...	...	319 14 9	34,039 0 8	539 1 7	398 4 9	444 3 6	493 2 10	
Chief Courts of Districts	3	3	...	6	19,396 14 0	770 0 6	...	...	20,166 14 6	69 6 3	19 13 3	...	89 3 6	
Superior Courts ...	...	...	...	...	...	...	...	...	...	...	...	...	...	
Total ... 1888 ...	10	3	...	13	53,755 13 5	770 0 6	...	319 14 9	54,205 15 2	608 7 10	418 2 0	444 3 6	582 6 4	
Total ... 1887 ...	7	5	1	11	34,425 11 10	19,542 2 0	...	212 0 5	53,755 13 5	368 12 9	466 9 3	226 14 2	608 7 10	

PROVINCIAL.

JUDICIAL STATEMENT No. VI.—(CIVIL)—*Statement showing the value and cost of Original Suits and Miscellaneous Cases (Judicial) decided in the several Courts of the Hyderabad Assigned Districts during the year 1888.*

No.	Districts.	Total number disposed of and value.		Aggregate costs of suits and miscellaneous cases.			Average cost of suits and miscellaneous cases.			Percentage of costs to value of suits.			Average value of suits.	Remarks.
		Suits.	Value.	Necessary.	Voluntary.	Total.	Necessary.	Voluntary.	Total.	Necessary.	Voluntary.	Total.		
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
	ORIGINAL SUITS OF WHICH VALUE CAN BE FIXED.		Rs. a. p.	Rs. a. p.	Rs. a. p.	Rs. a. p.	Rs. a. p.	Rs. a. p.	Rs. a. p.	Rs. a. p.	Rs. a. p.	Rs. a. p.	Rs. a. p.	
1	Akola	2,792	5,26,353 8 10	47,205 0 6	25,000 2 8	72,205 3 2	17 1 11	8 15 3	25 1 2	9 1 4	4 12 0	13 13 4	190 8 0	9
2	Buldana	4,996	4,18,776 13 3	43,630 9 3	17,032 10 8	60,663 3 11	8 11 8	3 6 7	12 2 3	10 6 7	4 1 1	14 7 8	85 5 3	86
3	Basim	2,772	2,59,321 14 9	29,115 11 0	10,699 13 0	39,815 8 0	10 8 1	3 13 9	14 5 10	11 3 3	4 1 10	15 5 1	93 11 9	93
4	Amraoti	2,192	5,43,176 14 1	49,583 3 2	19,896 8 1	69,249 11 3	22 7 6	9 2 0	31 9 6	9 1 1	3 10 11	12 12 0	259 14 3	162
5	Ellichpur	3,996	3,23,650 8 8	32,765 9 0	12,529 3 0	45,294 12 0	9 15 2	3 12 9	13 11 11	9 15 7	3 12 11	13 12 6	1,000 9 1	28
6	Wun	2,380	2,47,952 15 7	27,154 13 0	5,846 12 11	32,001 9 11	10 8 5	1 14 0	12 6 5	10 15 3	1 15 3	12 14 6	98 3 10	56
	Total ...	18,628	23,24,953 11 2	2,29,744 13 11	90,085 2 4	3,19,830 0 3	12 5 4	4 13 5	17 2 9	9 14 1	3 14 0	13 12 1	127 8 7	309
	SUITS OF WHICH VALUE CANNOT BE FIXED.													
1	Akola	47	...	1,099 13 0	566 0 4	1,665 13 4	23 6 5	10 12 3	34 2 8	...	...	...	...	...
2	Buldana	52	...	853 7 0	251 14 0	1,105 5 0	16 6 7	4 13 6	21 4 1	...	...	...	...	...
3	Basim	54	...	889 1 0	349 14 0	1,238 15 0	16 7 5	6 7 8	22 15 1	...	...	...	...	...
4	Amraoti	167	...	2,954 0 0	717 2 7	3,671 2 7	17 11 0	4 4 8	21 15 8	...	...	...	...	...
5	Ellichpur	32	...	560 11 0	239 14 0	800 9 0	16 7 4	7 7 11	25 15 3	...	...	...	...	...
6	Wun	155	...	3,266 10 0	652 2 0	3,918 12 0	21 1 3	4 3 3	25 4 6	...	...	...	...	...
	Total ...	507	...	9,653 10 0	2,716 14 11	12,370 8 11	19 0 8	5 5 9	24 6 5	...	...	...	...	...
	MISCELLANEOUS CASES.													
1	Akola	759	...	2,507 14 0	2,587 3 4	5,095 1 4	3 4 10	3 6 7	6 11 5	...	...	...	...	...
2	Buldana	511	...	765 3 6	464 2 7	1,229 6 1	1 7 11	0 14 6	2 6 5	...	...	...	...	...
3	Basim	341	...	624 9 0	46 1 0	670 10 0	1 13 3	0 2 2	1 15 5	...	...	...	...	...
4	Amraoti	653	...	1,529 4 9	805 13 4	2,335 2 1	2 12 10	0 12 10	3 9 8	...	...	...	...	...
5	Ellichpur	362	...	741 0 0	282 10 0	1,023 10 0	2 9 5	0 12 4	3 12 9	...	...	...	...	...
6	Wun	366	...	1,398 1 0	247 13 3	1,645 14 3	3 13 1	0 10 10	4 7 11	...	...	...	...	...
	Total ...	2,992	...	7,865 0 3	4,154 11 6	12,019 11 9	2 10 1	1 6 2	4 0 4	...	...	...	...	...
	SMALL CAUSE COURTS, ORIGINAL SUITS.													
1	Akola	1,[illegible]	1,22,198 14 7	14,484 1 3	4,368 8 1	18,852 9 4	8 4 2	2 7 11	10 12 1	11 13 8	3 9 2	15 6 10	70 4 11	15
2	Khamgaon	[illegible]	61,676 1 2	9,903 7 0	537 8 0	10,440 15 0	10 0 10	0 8 9	10 9 7	12 3 0	0 10 6	12 12 6	83 9 7	6
3	Amraoti	3,291	2,73,230 15 10	31,335 1 2	1,440 8 0	32,375 9 2	9 11 8	0 7 0	10 2 3	11 9 8	0 8 4	12 2 0	84 6 0	29
4	Badnera	1,093	1,12,037 7 11	12,906 10 0	2,944 8 8	15,853 2 8	8 0 9	1 13 4	9 14 1	11 9 4	2 10 0	14 2 4	69 14 3	21
5	Telhara	900	62,760 0 7	6,729 7 0	2,413 12 0	9,143 3 0	7 7 8	2 10 10	10 2 6	10 11 7	3 13 6	14 9 1	68 15 6	3
6	Basim	100	3,791 3 6	468 13 0	142 13 0	631 9 0	4 14 2	1 6 10	6 5 0	12 15 7	3 10 11	16 10 6	37 14 7	...
	Total ...	6,633	6,57,694 11 7	76,449 6 5	11,849 9 9	88,299 0 2	8 13 8	1 6 0	10 3 8	11 10 0	1 12 10	13 6 10	76 13 11	78
	MISCELLANEOUS CASES.													
1	Akola	84	...	218 3 0	43 4 5	261 7 5	2 9 7	0 8 3	3 1 10	...	...	...	...	...
2	Khamgaon	53	...	273 4 0	16 0 0	289 4 0	5 2 6	0 4 10	5 7 4	...	...	...	...	...
3	Amraoti	219	...	547 0 0	46 0 0	593 0 0	2 8 0	0 3 4	2 11 4	...	...	...	...	...
4	Badnera	50	...	105 4 0	30 13 0	136 1 0	2 1 8	0 6 8	2 8 4	...	...	...	...	...
5	Telhara	16	...	32 1 0	11 12 0	43 13 0	2 0 1	0 11 9	2 11 10	...	...	...	...	...
6	Basim	...	...	...	...	...	...	...	...	...	...	...	...	...
	Total ...	422	...	1,175 12 0	137 13 5	1,313 9 5	2 12 7	0 5 3	3 1 10	...	...	...	...	...
	Grand Total ... 1889 ...	31,121	29,82,648 6 9	3,24,888 10 7	1,08,944 3 11	4,33,832 14 6	10 6 8	3 7 11	13 14 7	10 14 3	3 10 5	14 8 8	97 2 2	478
	Grand Total ... 1887 ...	29,963	30,05,246 14 10	3,22,612 7 11	90,241 7 6	4,12,853 15 5	10 15 9	3 1 3	14 0 11	10 11 9	3 0 0	13 11 9	104 4 4	564

Supplemental Statement showing the value and costs of Original Suits decided in the Hyderabad Assigned Districts during the year 1888.

Value of suits.	No. of suits disposed of.	Aggregate value of suits.	Aggregate cost of suits.	Average value of suits.	Average cost of suits.	Percentage of costs to value.	Remarks.
1	2	3	4	5	6	7	8
		Rs. a. p.	Rs. a. p.	Rs. a. p.	Rs. a. p.	Rs. a. p.	
Not exceeding Rupees 10 ...	1,882	13,528 10 9	5,405 2 0	7 4 9	2 13 11	39 15 3	28
Do. 50 ...	12,613	3,69,834 6 8	68,628 3 5	29 9 7	5 7 1	18 9 4	136
Do. 100 ...	6,015	4,15,164 6 11	63,645 13 4	70 5 1	10 9 4	15 5 3	111
Do. 500 ...	5,891	11,72,172 4 8	1,54,407 2 5	204 1 8	26 3 4	13 2 9	148
Do. 1,000 ..	588	3,96,920 6 5	47,748 0 7	708 12 7	81 3 3	12 0 6	28
Do. 5,000 ..	253	4,16,083 4 5	47,831 0 4	1,816 15 4	189 0 11	11 7 11	24
Do. 10,000 ...	10	62,894 7 11	6,409 9 8	6,289 7 2	640 15 4	10 3 1	...
Exceeding Rupees 10,000 ...	8	1,36,550 7 0	14,054 0 8	17,068 12 10	1,756 12 1	10 4 8	...
	27,260	29,82,648 6 9	4,08,129 0 5	111 5 8	14 15 7	13 10 11	...
Suits of which value cannot be fixed ...	507	...	12,370 8 11	...	24 6 5	...	...
Total ... 1888 ...	27,767	29,82,648 6 9	4,20,499 9 4	109 4 7	15 2 4	14 1 7	475
Total ... 1887 ...	26,018	30,05,346 14 10	4,00,308 5 10	118 0 10	15 6 2	13 5 1	564

NOTE.—Miscellaneous cases (Judicial) have been omitted from this statement.

PROVINCIAL.

JUDICIAL STATEMENT No. VII.—(CIVIL)—*Statement showing litigation regarding Survey Numbers in the Hyderabad Assigned Districts during the year* 1888.

Number.	District.	Suits relating to Survey Nos. included in column 20, Judicial Statement No. VII.					Suits to declare or establish right in Survey Nos. included in column 23, Judicial Statement No. VII.
		Suits to recover possession under Sections 8 and 9 of the Specific Relief Act.	Other suits between parties claiming as proprietors.	Other suits between the proprietors of Survey Nos. and sub-tenants.	Suits not included in the foregoing columns.	Total No. of suits	
1	2	3	4	5	6	7	8
1	Akola ...	3	40	9	78	130	4
2	Buldana ...	25	26	126	102	279	2
3	Basim ...	4	4	70	12	90	35
4	Amraoti ...	23	215	10	43	291	242
5	Ellichpur ...	2	9	11	64	86	11
6	Wun ...	5	27	4	37	73	69
	Total ... 1888...	62	321	230	336	949	363
	Total ... 1887.	50	358	117	362	887	237

N.B.—The word proprietor in this statement to be understood as including co-occupants and co-sharer as well as khatedars.

JUDICIAL STATEMENT No. VII-A.—(CIVIL)—*Statement showing litigation regarding Wattandari Suits in the Hyderabad Assigned Districts during the year* 1888.

Description of Wattans.	Wattandari suits included in columns 21 and 24 of Judicial Statement No. VII.						
	Akola.	Buldana.	Basim.	Amraoti.	Ellichpur.	Wun.	Total.
1	2	3	4	5	6	7	8
Deshmukhs ...	...	2	2	3	1	1	9
Deshpandias ..	...	...	...	2	...	...	2
Patels	...	3	5	...	...	...	8
Patwaris ...	...	1	...	...	...	2	3
Joshis	4	6	2	...	...	1	13
Mullas and Kazis ...	...	...	...	1	...	1	2
Mahars	5	4	2	7	...	...	18
Other Wattandari suits not included above...	...	...	...	4	...	...	4
Total, 1888...	9	16	11	17	1	5	59
Total, 1887...	13	5	9	28	3	3	61

PROVINCIAL.

Judicial Statement No. VIII.—(Civil)—*Statement showing the disposal of land or other immoveable property under Sections 321 and 323 of the Code of Civil Procedure in the Hyderabad Assigned Districts for the year 1888.*

Number.	Districts.	Number of instances in which land paying revenue to Government was attached.	Number of instances in which immoveable property was dealt with under Section 321 of the Code of Civil Procedure.	Number of instances in which the Deputy Commissioner as Collector took steps under Section 323 of the Code of Civil Procedure.					No. of instances in which the sales of land recommended.		No. of instances in which the sales actually took place.		Period for which the temporary alienation was made.				
				A.	B.	C.	D.	E.	Self-acquired.	Ancestral.	Self-acquired.	Ancestral.	For 1 year and under.	For 3 years and under.	For 5 years and under.	For 10 years and under.	Above 10 and not exceeding 20 years
1	2	3	4	5					6	7	8	9	10	11	12	13	14
1	Akola ...	516	...	...	...	77	60	131	27	50	27	50	1	5	8	28	18
2	Buldana ...	96	82	...	...	4	9	...	1	3	1	8	...	...	1	4	4
3	Basim ...	60	31	...	...	...	2	...	1	...	1	...	...	1	1	...	...
4	Amraoti ...	178	112	...	...	13	36	29	83	34	7	6	5	7	13	8	3
5	Ellichpur ..	152	121	...	...	29	75	82	20	35	8	21	3	17	18	20	17
6	Wnu ...	190	29	...	...	6	23	...	6	8	2	4	2	4	4	8	5
	Total. 1888	1,192	375	...	...	129	205	242	138	130	46	89	11	34	45	68	47
	Total. 1887	1,004	393	3	9	67	161	216	63	135	34	40	11	24	33	44	49

Judicial Statement No. IX.—(Civil)—*Statement showing the number of Civil Debtors imprisoned and released in the several Districts of the Hyderabad Assigned Districts during the year 1888.*

No.	Districts.	Remained from last year.	Imprisoned during the year.	Total.	Released during the year.	Remaining at the close of the year.	Remarks.
1	2	3	4	5	6	7	8
1	Akola	5	71	76	72	4	
2	Buldana	...	16	16	12	4	
3	Basim	5	21	26	24	2	
4	Amraoti	2	41	43	42	1	
5	Ellichpur	...	27	27	24	3	
6	Wun...	...	3	3	3	...	
	Total ...	12	179	191	177	14	
	Small Cause Courts.						
1	Akola	5	8	13	13	...	
2	Khamgaon	...	9	9	7	2	
3	Amraoti	4	19	23	20	3	
	Total ...	9	36	45	40	5	
	Grand Total ... 1888 ...	21	215	236	217	19	
	Grand Total ... 1887 ...	16	201	217	192	25	

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PROVINCIAL.

JUDICIAL STATEMENT No. X.—(CIVIL)—*Statement showing the amounts realized under different heads of the Court Fees Act in the several Districts of the Hyderabad Assigned Districts during the year* 1888.

No.	Districts.	Amount realized on account of Court Fees. In labels. Civil.	Criminal.	Revenue.	Total.	Amount realized on account of Process Fees. In labels. Civil.	Criminal.	Revenue.	Total.	Grand total of columns 6 and 10	Total cost of Process Service Establishment.
1	2	3	4	5	6	7	8	9	10	11	12
		Rs. a. p.	Rs. a. p.		Rs. a. p.	Rs. a. p.	Rs. a. p.		Rs. a. p.	Rs. a. p.	Rs. a. p.
1	Akola	42,249 5 0	2,791 6 0	...	45,040 11 0	12,058 4 0	2,815 14 0	...	14,874 2 0	59,914 13 0	11,023 14 4
2	Buldana	38,453 12 0	1,674 10 0	...	40,128 6 0	10,798 0 0	1,864 12 0	...	12,662 12 0	52,791 2 0	6,470 4 4
3	Basim	22,145 7 0	1,041 15 0	...	23,187 6 0	7,161 6 0	1,004 10 0	...	8,166 0 0	31,353 6 0	7,268 13 11
4	Amraoti	41,572 2 0	3,362 9 0	...	44,934 11 0	10,560 14 0	3,633 13 0	...	14,194 1 0	59,129 6 0	11,876 13 4
5	Ellichpur	31,424 10 0	1,226 0 0	...	32,650 10 0	9,341 8 0	902 10 0	...	10,244 2 0	42,894 12 0	7,798 0 0
6	Wun	24,067 2 0	720 9 0	...	24,787 11 0	8,033 4 0	596 6 0	...	8,629 10 0	33,417 5 0	5,822 3 6
	Total ...	1,99,912 6 0	10,817 1 0	...	2,10,729 7 0	57,953 4 0	10,818 1 0	...	68,771 5 0	2,79,500 12 0	50,260 1 5
	Small Cause Courts.										
1	Akola	11,952 14 0	...	...	11,952 14 0	3,632 8 0	...	...	3,63 8 0	15,585 6 0	2,928 6 8
2	Khamgaon	7,252 6 0	...	...	7,252 6 0	2,161 0 0	...	...	2,16 0 0	9,413 6 0	2,256 0 0
3	Amraoti	26,028 11 0	...	...	26,028 11 0	8,076 8 0	...	...	8,076 8 6	34,105 3 0	3,814 0 0
	Total ...	45,233 15 0	...	...	45,233 15 0	13,870 0 0	...	...	13,870 0 0	59,103 15 0	8,998 6 8
	Sub-Judges holding Small Cause Court Powers.										
	Telhara Court	5,761 10 0	...	...	5,761 10 0	1,105 12 0	...	...	1,105 12 0	6,867 6 0	...
	Badnera Court	9,869 14 0	...	...	9,869 14 0	2,526 8 0	...	...	2,526 8 0	12,396 6 0	...
	Total ...	15,631 8 0	...	...	15,631 8 0	3,632 4 0	...	...	3,632 4 0	19,263 12 0	...
1	Judicial Commissioner's Court ...	12,779 1 0	62 12 0	...	12,841 13 0	130 7 0	...	...	130 7 0	12,971 4 0	...
	Total ... 1888...	2,73,556 14 0	10,879 13 0	...	2,84,436 11 0	75,585 15 0	10,818 1 0	...	86,404 0 0	3,70,839 11 0	59,258 8 1
	Total ... 1887...	2,56,675 7 0	8,615 11 0	...	2,65,291 2 0	69,435 11 0	8,264 13 0	...	77,700 8 0	3,42,991 10 0	58,576 8 11

PROVINCIAL.

Judicial Statement XI.—(Civil)—*Statement of processes issued and the amount realized and expended in the several Courts of the Hyderabad Assigned Districts in the year* 1888.

Number.	Courts.	No. of processes issued.	Amount realized on account of processes.	Establishment. Natives, &c.	Establishment. Process servers.	Establishment. Contingencies.	Establishment. Total.	Balance.	Average No. of processes served by each process server.	Average distance travelled by each process server.	Remarks.
1	2	3	4	5	6	7	8	9	10	11	12
			Rs. a. p.	Rs. a. p.	Rs. a. p.	Rs. a. p.	Rs. a. p.	Rs. a. p.			
1	Akola ...	42,832	14,674 2 0	4,813 10 11	6,140 3 5	...	11,023 14 4	4,855 15 8	688·7	2516·7	
2	Buldana ...	38,844	12,662 15 0	2,769 3 4	4,101 1 0	...	6,870 4 4	6,192 7 8	684	2340·9	
3	Basim ...	20,814	8,164 0 0	2,624 11 5	4,344 2 6	...	7,268 13 11	897 2 1	466·4	2320·6	
4	Amraoti ...	41,187	16,721 8 0	4,786 4 8	7,018 8 8	72 0 0	12,876 13 4	4,844 3 8	788·3	2383·0	
5	Ellichpur ...	23,127	10,244 3 0	2,930 0 0	4,826 0 0	...	7,756 0 0	2,446 2 0	599·3	1494·6	
	Wun ...	24,187	8,629 10 0	2,329 0 2	3,493 13 4	...	5,823 3 6	2,807 6 6	473·2	2094·2	
	Total	165,547	71,227 13 0	20,332 4 6	29,855 12 11	72 0 0	50,260 1 1	22,148 7 7	70·3	2812·1	
	Sub-Judges having Small Cause Court powers. Telhara.	257	1,105 12 0	...	...	...	...	...	...	...	
	Badnera	...	...	...	...	...	...	...	...	...	
	Basim...	662	...	...	...	...	...	...	...	...	
	Total ...	3,919	1,105 12 0	...	...	...	...	...	...	...	
	Small Cause Courts.										
1	Akola ...	11,032	3,622 8 0	1,120 14 0	1,797 8 8	...	2,928 0 8	704 1 4	530	2485	
2	Khamgaon ...	7,757	2,161 0 0	1,080 0 0	1,170 0 0	...	2,256 0 0	95 0 0	751	1741	
3	Amraoti ...	18,799	8,076 8 0	1,788 8 0	2,025 8 0	...	3,814 0 0	4,262 8 0	1048·8	3519	
	Total ...	37,588	13,870 0 0	3,989 0 0	4,990 0 8	...	8,998 0 8	4,871 9 4	782·4	2799·5	
1	Judicial Commissioner's Court ...	...	130 7 0	...	...	...	...	130 7 0	...	...	
	Total... 1888	227,054	86,404 0 0	24,321 10 6	34,854 12 7	72 0 0	59,258 8 1	27,145 7 11	608·7	2374·8	
	Total... 1887	216,769	77,700 8 0	23,678 11 10	34,867 12 1	110 1 0	58,576 8 11	19,123 15 1	587·1	2197·1	

Judicial Statement No. XII.—(Civil)—*Statement showing the average detention of Witnesses in the several Courts of the Hyderabad Assigned Districts during the year* 1888.

Number.	Court.	No. of witnesses who attended.	Period of detention. For 1 day.	For 2 days.	For 3 days.	For 4 days.	For 5 days.	For 6 days.	For 7 days.	For 8 days.	For 9 days.	For 10 days.	Up to one month.	Total.	No. of witnesses examined.	No. of witnesses allowed to go unexamined.	Remarks.
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18
1	Akola	5,668	4,645	616	194	108	77	23	5	...	...	...	...	5,668	3,409	2,259	
2	Buldana	7,635	7,214	307	87	21	6	...	...	...	...	...	...	7,635	3,319	4,316	
3	Basim	3,003	2,959	32	5	2	5	...	...	...	...	...	...	3,003	2,648	355	
4	Amraoti	5,677	5,314	260	61	11	6	25	...	...	...	...	...	5,677	3,375	2,302	
5	Ellichpur	6,065	5,679	302	42	42	...	...	...	...	...	...	...	6,065	2,163	3,902	
6	Wun	2,923	2,829	85	8	1	...	...	...	...	...	...	...	2,923	2,471	452	
	Total ...	30,971	28,640	1,602	397	185	94	48	5	...	...	...	...	30,971	17,385	13,586	
	Sub-Judges exercising Small Cause Court powers.																
1	Telhara	1,260	1,249	11	...	...	...	...	...	...	...	...	...	1,260	589	671	
2	Badnera	2,089	2,089	...	...	...	...	...	...	...	...	...	...	2,089	774	1,315	
3	Basim	33	33	...	...	...	...	...	...	...	...	...	...	33	29	4	
	Total ...	3,382	3,371	11	...	...	...	...	...	...	...	...	...	3,382	1,392	1,990	
	Small Cause Courts.																
1	Akola	3,049	2,318	549	120	43	19	...	...	...	...	...	...	3,049	1,441	1,608	
2	Khamgaon	2,707	2,582	120	5	...	...	...	...	...	...	...	...	2,707	790	1,917	
3	Amraoti	3,156	3,155	1	...	...	...	...	...	...	...	...	...	3,156	1,459	1,697	
	Total ...	8,912	8,055	670	125	43	19	...	...	...	...	...	...	8,912	3,690	5,222	
	Grand Total... 1888 ...	43,265	40,066	2,283	522	228	113	48	5	...	...	...	...	43,265	22,467	20,798	
	Grand Total... 1887 ...	44,371	40,720	2,622	636	139	130	124	...	...	...	...	...	44,371	21,289	23,082	

Judicial Commissioner's Office,

23rd March 1889.

K. J. L. MACKENZIE,

Judicial Commissioner, Hyderabad Assigned Districts.

Extract from the Proceedings of the Resident at Hyderabad, No. 1793-M, *dated Hyderabad Residency, 1st June* 1889.

Read—

The Annual Report on Civil Justice in the Hyderabad Assigned Districts, for the year 1888.

RESOLUTION.

THE Judicial Commissioner reports that this year it has been again found necessary to have the statements from every district revised and corrected in his office in the manner described in last year's report. The Resident last year drew particular attention to the inaccuracies in these returns which had resulted in the preparation of the report being considerably retarded, and expressed a hope that Deputy Commissioners would prevent the recurrence of such delays. In future Deputy Commissioners will be held responsible for the correctness of the returns of their districts, and the Judicial Commissioner will report the names of any officers whose district returns are found to be substantially incorrect.

2. The total number of original suits instituted was 26,974, against 24,491 in 1887. This increase of 10·1 per cent. is entirely due to institutions in the chief district and small cause courts. The sub-divisional courts show a decrease of 29·5 per cent. The increase took place almost entirely in the districts of Amraoti, Buldana, and Wun. In Amraoti it is attributed to a rebound after a year of checked litigation, and in Buldana to the institution of a new court at Mehkar which drew a number of suits equal to nearly half of the whole of the rest of the district. The rise in Wun is not explained, but the district is being rapidly cleared and settled, and with increasing population and prosperity there is naturally a corresponding increase of litigation. This explanation might be admissible but for the decrease in Akola, which is attributed by the Deputy Commissioner to a favourable season lessening litigation. Here again the difficulty arises that Amraoti ought to have been similarily affected; but, as the Judicial Commissioner remarks, the change here is probably due to other causes, such as the substitution of one court at Tilhara for two at Jalgaon and Argaon. The decrease in Ellichpur is attributed to a change of native judges, and to a reduction in the number of courts. Taking figures in detail the most marked increase was in the Badnera and Mehkar small cause courts, while there was a fall in those of Akola and Khamgaon. As a matter of fact such fluctuations must be expected, and it is enough to record them.

3. Of the entire number of civil suits 85 per cent. (22,930) were for money due, showing an increase of 1,997 over the former year. Suits for immoveable property rose from 1,219 to 1,377. Of this number 947 were in respect of fields (under Sections 8 and 9 of the Specific Relief Act) showing an increase of 6·7 per cent. in litigation of this nature.

4. The aggregate value of suits capable of being estimated in money was Rs. 29,82,648, as against Rs. 30,05,346 in 1887. The average value of suits fell from Rs. 118-0-10 to Rs. 109-4-7. The percentage of costs to total value of suits disposed of is slightly in excess of the preceding year.

5. Including 1,919 suits pending from 1887, 500 re-admitted cases, and 1,298 received by transfer, there were in all 30,691 suits before the courts for disposal, an increase of 2 per cent. compared with 1887. Of these, 27,767 or 90·4 per cent.) were disposed of. There was a slight decrease in contested cases, attributed in part to the increased proportion of suits on written obligations, in which there is obviously less room for contest; and a slight rise in uncontested cases, the increase being mostly in decrees on confessions. The percentage of cases decided *ex parte* was slightly in excess of that for the previous year. The Resident drew attention last year to the necessity of seeing that the service of

summonses was properly effected ; he hopes that this has not been lost sight of. The Judicial Commissioner should have noted in his report what action has been taken in this direction, and in future should specially note what has been done during the year under report.

6. The number of suits pending at the close of the year was 1,626, against 1,919 at the commencement of the year. Out of a total of 219 cases no less than 93 had been pending more than three months in the Amraoti District. This, it is explained by the Deputy Commissioner, is owing chiefly to the Morsi court having been left without a judge for nearly a month during the absence of Mr. Ardeshir Dinshaji on privilege leave. The average duration of contested cases was reduced from 74·6 in 1887 to 59·2 in the year under review. The Resident notes this with satisfaction. The duration was highest in the Amraoti District (80·4) days, and is ascribed to bad results in the Badnera court both on the Sub-judge and small cause court side. The average duration of uncontested cases has also fallen from 36·5 in 1887 to 31·7 in 1888. It is especially in this matter that the Judicial Commissioner is right in his view that aggregate averages are of small value and that the returns of each district separately are of special importance.

7. A smaller share of the work fell to the courts of the Assistant Commissioners. This is due, it is thought, partly to the frequent changes of these officers during the year, and partly to the fact that fewer civil courts were presided over by them. On the other hand, three-quarters of the whole civil litigation of the province was disposed of by the Extra Assistant Commisioners, and an increased proportion of cases was disposed of by Attachés, so that the Tahsildars were not over-burdened ; indeed the average number of cases decided by them was below the limit of 30 cases a month prescribed in the Punjab for such courts. The Resident is not disposed to view this matter with dissatisfaction, as he considers it an advantage that Tahsildars should have as much time as possible for the performance of their revenue and executive duties.

8. Of applications for execution, 83·1 per cent. were disposed of out of a total which was 6·7 per cent. higher than last year. In 8,913 execution was wholly or partially satisfied, as against 7,[illegible]64 in 1887. The percentages of the two years show that there has been a smaller proportion of cases of failure to execute, which is satisfactory.

9. The total number of civil debtors imprisoned in execution of decrees was 236, compared with 217 in 1887. There were 52 applications from judgment debtors to be declared insolvent, against 44 in the previous year. Of these 7 only were granted, as against 14 in the previous year One person was sentenced to imprisonment under Section 359, Civil Procedure Code, and 21 persons were declared insolvent and discharged.

10. The Resident is glad to see some improvement in the number of witnesses detained for three days and upwards ; the number (1,029), shown last year has been reduced by 113. Fewer witnesses were required to attend, though litigation increased ; and of these a larger number were actually examined than in the previous year. The longest detentions were again at Amraoti and Akola, where the work was heaviest, and where frequent changes caused some dislocation. The Judicial Commissioner is of opinion that, on the whole, care is exercised to make such delays as little irksome as possible. This point is one to which the Resident would direct the careful attention of the courts.

11. The number of suits instituted in the small cause courts was 8,532, being more by 1,626 than the number (6,906) instituted in 1887. The total number of suits for disposal was 9,287, of which 8,773 were disposed of. The average duration of contested suits has fallen from 40·1 days to 38·8 ; while that of uncontested cases is 30·2 days, or 8·4 days higher than in the year previous. The duration of both contested and uncontested cases was highest in the Bad-

nera and Khamgaon Courts. In the former court the Deputy Commissioner considers it was unnecessarily high; in the latter it is attributed to transfers of officers, and to the calls of other work upon the Judge's time. The high average duration of suits was one of the points specially noticed last year by the Government of India, and the Resident cannot regard the slight improvement in the duration of contested cases as altogether satisfactory, accompanied as it is with a rise in the duration of uncontested cases. The object of small cause courts is to provide a speedy and inexpensive means for the settlement of small claims, and this cannot be held to be attained when suits are thus protracted.

12. The number of appeals for disposal by Deputy Commissioners was 266 as compared with 578 in the previous year; of these 249 were disposed of within the year. This great fall in the number of appeals to the district courts is due chiefly to a certain number of judges passing into a higher grade, and appeals from them, in consequence, lying direct to the Judicial Commissioner, also to the appointment of Special Assistants at Akola and Amraoti who took some appeals which formerly went to district courts. The percentage of appeals rejected without notice to respondents was 32·5, against 36 in 1887 The proportion of appeals in which the decrees of the lower courts were upheld was 61 per cent., against 59·4 in 1887, which shows that the quality of work in the courts below was deemed to have improved, though there is still considerable room for improvement. The average duration of appeals for the province was 46·8 days, as against 55·5 in 1887, and was not excessively high in any district.

13. In the Judicial Commissioner's Court there were 734 appeals for disposal against 393 in 1887. The reasons given in explanation of the decrease in appeals in the district courts account for this very considerable increase of 86·5 per cent. Of this number 151 were disposed of, against 163 in 1887. This slight decline, the Judicial Commissioner explains, is due to the fact that his other duties do not at present leave him sufficient time for his civil appellate work. He believes that when the Berar Courts Law comes into operation it will give him the necessary relief from sessions duty, and so enable him to deal with civil appeals and, it may be hoped, to clear off the present heavy arrears.

14. There were fewer cases called up for inspection by Deputy Commissioners as compared with former years. This is mainly due to the very small number (4) called for by the Deputy Commissioner of Akola. The special attention of this officer should be called to the necessity for his exercising a more careful supervision over the working of his subordinate courts.

It cannot be too carefully impressed on all superior courts that correct and accurate working of the lower courts must depend largely on their understanding that their proceedings are liable to constant and careful scrutiny.

15. The Resident is much obliged to the Judicial Commissioner for his excellent report in which, however, there is a notable omission. No information is given as to the increase of the Pleader class or the progress of the Bar in the different districts of Berar; and yet it is believed that there have been of late much increase and progress. On this subject there is in most provinces much difference of opinion. As a rule, the old school of Native gentlemen, and especially the landowners, look upon Pleaders and Barristers as an unmixed evil fostering strife and litigation for their own purposes and battening on the community. Formerly, they say, presents might be given to the Judges with some certainty as to the result. Now very much larger presents have to be paid to counsel, who are very much more rapacious, and yet there is no certainty as to the result. On the other hand, others will urge that the Bar is the legitimate and indeed the necessary complement of the Bench, which is thereby rendered far more efficient for the discharge of its judicial functions. The truth lies probably between the two views, and will depend very much on the character of the Bar and the competence of the Bench in each locality. Still there is no question that the Pleaders' profession in India is a most lucrative one, and the question naturally arises, how is it

that fees are so frequently paid out of all proportion to the means or the ordinary expenditure of the litigant. What does the litigant pay for, and expect to purchase when he pays these large sums? It may be feared that in many cases such payments are very much of the nature of the old payments to the judges, and that the litigant hopes to purchase thereby some sort of influence over the judge, the payment being in fact an anticipated payment by results. That this is so, is probably because, if the judge is thoroughly competent, and thoroughly gets up his cases, the result ought to be the same whether the litigant stammers out his case for himself or whether he engages the best professional talent available to plead for him. Judges should remember that the Bar does not necessarily or indeed usually appear and argue disinterestedly in the cause of justice, but because it is hired to make a certain view, and sometimes necessarily the wrong view, prevail; and that in the pursuance of this end the Bar will sometimes attempt to obscure a clear case or prop up a bad case, by the glamour of forensic display or by a profusion of not quite applicable authorities. The Bench should remember that counsel are not only eminent for legal knowledge and acuteness, but sometimes because they have rescued eminent criminals or have over-ridden law and facts, in notable instances, by eminent technicalities. If this view be borne in mind, then, no doubt, when counsel of equal eminence are engaged on each side, the Bench will be rendered more efficient by the check and counter-check of contending ability. The difficulty, of course, is, and it is very common in this country when eminent counsel are engaged for eminent fees on one side, while the right, as it afterwards appears, is unassisted on the other. In such cases the Bench has a double duty to perform. It has to meet and arraign all that is added to the facts and the law on the one side, and to weigh strictly and accurately the plain facts, and the law on one side against the plain facts and the law on the other.

To sum up then, the Resident is of opinion that the Bar is a most efficient and valuable complement to a competent Bench; that it is a possible evil and a source of possible injustice when the Bench is not competent; and that as the Bench becomes competent extravagant payments to counsel will cease. This may not be the case in England, where the law is so intricate that laymen can never hope to master it, and where the best lawyers can only pretend to know where it can be found. The subject is one of much interest and importance to the judicial administration, and the Resident hopes that it will in future be always noticed in the Judicial Commissioner's annual report.

(By order.)

F. L. PETRE,

Secretary for Berar.